

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.6345 OF 2012

DEAN MAULANA AZAD MEDICAL COLLEGE & ORS. APPELLANT(S)

VERSUS

DR. BUDH PRIYA RAHUL & ANR. RESPONDENT(S)

O R D E R

The main dispute in this case was whether the respondent no.1, who is a doctor, was required to undergo fresh internship in view of the fact that he had allegedly furnished certain forged documents and had not undergone training. Though, the respondent no.1 has been served he has not appeared. The High Court had decided the matter in favour of the respondent no.1 only on the issue that notice was not issued to the respondent no.1 before directing him to undergo fresh internship.

Normally, we may not have interfered with the said order but even then we would have had to order that after issuing notice action be taken. However, in the peculiar facts of the case, where respondent no.1 is a doctor and by now must have practiced more than a decade, the question of sending him back for internship would be futile exercise. Therefore, we dispose of this appeal as

having become infructuous without commenting on the merits of the case. We leave the question of law open.

.....J.  
(DEEPAK GUPTA)

.....J.  
(ANIRUDDHA BOSE)

New Delhi  
August 29, 2019

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

Civil Appeal No(s).6345/2012

DEAN MAULANA AZAD MEDICAL COLLEGE & ORS.

Appellant(s)

VERSUS

DR. BUDH PRIYA RAHUL & ANR.

Respondent(s)

Date : 29-08-2019 This appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DEEPAK GUPTA  
HON'BLE MR. JUSTICE ANIRUDDHA BOSE

For Appellant(s)

Mrs. Avinish Ahlawat, Adv.  
Mrs. Neelam Kalshi, Adv.  
Mrs. Rani Chhabra, AOR

For Respondent(s)

R-2

Mr. Mohinder Jit Singh, AOR  
Mr. Prang N., Adv.  
Mr. Kousik Ghosh, Adv.

UPON hearing the counsel the Court made the following  
O R D E R

The appeal is disposed of in terms of the signed order.

Pending application(s), if any, stands disposed of.

(ARJUN BISHT)  
COURT MASTER (SH)

(RENU KAPOOR)  
BRANCH OFFICER

(signed order is placed on the file)