

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

WRIT PETITION (CIVIL) NO.375 OF 2008

PARV MITTAL & ORS. Petitioner(s)

VERSUS

UNION OF INDIA & ORS. Respondent(s)

(With appln(s) for direction/stay and impleadment)

Date: 28/08/2008 This Petition was mentioned today.

CORAM :

HON'BLE MR. JUSTICE B.N. AGRAWAL
HON'BLE MR. JUSTICE HARJIT SINGH BEDI
HON'BLE MR. JUSTICE G.S. SINGHVI

For Petitioner(s) Mr. Annam D.N. Rao,Adv.
Ms. Neelam Jain,Adv.
Mr. Parinay Shah,Adv.
Ms. Rita Gupta,Adv.

For Respondent(s) Mr. Gopal Subramaniam,ASG.
Mr. Aman Ahluwalia,Adv.
Ms. Sushma Suri,Adv.

UPON hearing counsel the Court made the following
ORDER

Heard learned counsel for the petitioners as well as Shri Gopal Subramaniam, learned Solicitor General representing Respondent Nos.1 to 4.

A prayer has been made on behalf of the petitioners to direct official respondents to conduct extended second counselling, after including all the seats available under fifteen per cent All-India quota for the Academic Year 2008.

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In the counter affidavit filed by Professor Mangala Kohli, Assistant Director General (Medical Education), in the Directorate General of Health Services, New Delhi, it has been stated that only 47 out of 117 Medical Colleges and 5 out of 27 Dental Colleges have furnished information in relation to vacant seats (64 M.B.B.S. seats and 16 B.D.S. seats) of All-India quota in relation to Academic Year 2008 and the remaining Medical and Dental Colleges have not supplied the requisite information.

Prima facie, we do not find any justification as to why other Medical and Dental Colleges have not furnished the required information which they were obliged to furnish. Accordingly, we direct

the Director General of Health Services to send communication to them by telephone as well as fax, apart from writing letters, informing them to send intimation, by fax as well, latest by 5 th September, 2008, positively about the vacant seats of All-India quota in relation to the Academic Year 2008 in their respective institutions. By 12th September, 2008, the Director General of Health Services will see that the entire information received is compiled and thereafter, extended second counselling is done on 13th and 14th September, 2008, at Delhi. Information in this regard shall be put on the website according to the prevailing practice for the information of the concerned students.

After completion of the extended second counselling, the Director General of Health Services shall send intimation to all the colleges about the unfilled seats of All-India quota on 15th

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September, 2008, so as to enable them to fill up those seats in accordance with law. This information shall be also sent by telephone as well as fax, apart from communicating the same in writing by letters. The colleges concerned, upon receipt of the information from the Director General of Health Services, shall complete the extended second counselling in their respective institutions by 29th September, 2008. The Director General of Health Services is directed to ensure that the information sent to the different Colleges on the 15th September, 2008, is also put on the website for the information of the students concerned.

Applications for impleadment are disposed of.

[T.I. Rajput]
A.R.-cum-P.S.

[Om Prakash]
Assistant Registrar

N.B.: Counter affidavit, filed by the Union of India in Court, is taken on record.