

ITEM NO.38

COURT NO.1

SECTION IVA

SUPREME COURT OF INDIA  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).17093/2007  
(From the judgement and order dated 13/08/2007 in WP No. 8998/2007 of The HIGH COURT  
OF M.P AT JABALPUR)

FEDERATION OF PROFESSIONAL INST.&amp; ORS.

Petitioner(s)

VERSUS

STATE OF M.P.&amp; ORS.

Respondent(s)

(With office report )

I.A.No.2-3(Appln.for impleadment/intervention)

Date: 12/10/2007 This Petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE R.V. RAVEENDRAN

For Petitioner(s) Mr.Harish N.Salve, Sr.Adv.

Mr. Sushil Kumar Jain,Adv.

Mr.Ajayashudani, Adv.

Mr.Puneet Jain, Adv.

Ms.Christi Jain, Adv.

Mr.H.D.Thanvi, Adv.

For Respondent(s) Mr.B.S.Banthia,Adv.

Mr.Vikas Upadhyay,Adv.

In I.A.Nos.2&amp;3

Mr.Altaf Ahmed, Sr.Adv.

Mr.Vivek K.Tankha, Sr.Adv.

Mr.B.K.Satiya, Adv.

Mr.Siddarth Gupta, Adv.

Dr.Harsh Pathak, Adv.

Mr.Sumit Raghuwanshi, Adv.

UPON hearing counsel the Court made the following

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ORDER

In the State of Madhya Pradesh there are several professional educational institu  
tions

for Engineering, Pharmacy, M.B.A. and various other disciplines. First petitioner is an associ  
ation

of some of those

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institutions. For the academic year 2007-08 the State conducted the entrance test through it  
s

agency VYAPAM. Initially the members of the Federation, which came into existence some time in  
May, 2007, were not willing to admit the students who have passed the entrance test conducted

by

the VYAPAM. The petitioners thereafter approached the High Court and sought an interim order permitting them to admit students for the session 2007-2008 in terms of the order dated 10.8.2004 in

W.P.(C)No.361 to 363 of 2004.

The High Court, by the order impugned, rejected the interim prayer.

Now we are told that large number of seats are lying vacant and the State exhausted

its list of students for admission. In the circumstances the petitioners/applicants who are all

approved colleges seek permission to admit the students by their own method. On the peculiar facts

and circumstances, we direct that a fresh centralised counseling be conducted by the State Government to sponsor sufficient number of candidates. The members of the petitioner Federation

and all other approved colleges who did not participate in the entrance test (VYAPAM) may have one more counselling by VYAPAM, on or before 20th October, 2007. If there are vacant seats in these colleges after such counseling by VYAPAM, such colleges (Members of the Federation and all other approved colleges) may fill up those vacant seats by 22.10.2007 with the students who

possess the requisite qualifications as required by the University and the concerned professional

technical institute like AICTE.

I.A.Nos.2,3 & 4 for impleadment/intervention are allowed.

The special leave petition stands disposed of.

(G.V.Ramana)  
Court Master

(Neeru Bala Vij)  
Court Master