

ITEM NO.49

COURT NO.1

SECTION XVI

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Civil)
No(s).27420/2009
(From the judgement and order dated 04/09/2009 in CWJC No.
10900/2009 of The HIGH COURT OF JUDICATURE AT PATNA)

ANIL SHARMA & ANR.

Petitioner(s)

VERSUS

JYOTHI CHANDRA KUSHWAHA & ORS. Respondent(s)
(With appln(s) for exemption from filing O.T., permission to
place addl. documents on record and prayer for interim relief)

Date: 20/11/2009 This Petition was called on for hearing
today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE J.M. PANCHAL

For Petitioner(s) Mr.Harish N.Salve, Sr.Adv.
Mr.Mukul Rohtagi, Sr.Adv.
Mr.S.U.K.Sagar, Adv.
Ms.BIna Madhavan, Adv.
Mr.Tarun Satija, Adv.
For M/S. Lawyer'S Knit & Co,Advs.

For Respondent(s)6 Mr.Atul Jha, Adv.
For Mr. Dharmendra Kumar Sinha ,Adv

AICTE Mr.Amitesh Kumar, Adv.
Mr.Navin Prakash, Adv.

R.NO.1 Mr.R.Balasubramaniam, Sr.Adv.
Mr.Sunil Dutta Mishra, Adv.
Karuna K., Adv.

R.Nos.7&8 Mr.M.P.Jha, Adv.
Mr.Ambhoj Nayan Choulsey, Adv.
Mr.Ram Ekbal Roy, Adv.
Mr.Harshvardhan Jha, Adv.

R.Nos.4&5 Mr.P.K.Sahi, Sr.Adv.
Mr.Mohit Kr.Shah,Adv.

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

Heard both sides.

The petitioner institute is seeking admission of
students for B.E. Course. The High Court refused to grant
permission to admit students as there was no approval of AICTE
and consequential non-affiliation by the University at that
point of time. We are told that the AICTE has granted approval

on 30th June, 2009. It is stated in the affidavit filed by the University that the Academic Council in its meeting held on 7 th September, 2009 recommended affiliation but it is further to be verified as to whether the approval granted by the AICTE is genuine or not. Learned counsel appearing for the AICTE submits that the approval was granted by the AICTE on 30th June, 2009. As the institute has got affiliation, it would be at liberty to admit the students.

The Special Leave Petition is disposed of accordingly.

(G.V.Ramana)
Court Master

(Veera Verma)
Court Master