

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE P.N.RAVINDRAN
&
THE HONOURABLE MR. JUSTICE ANIL K.NARENDRAN

WEDNESDAY, THE 7TH DAY OF OCTOBER 2015/15TH ASWINA, 1937

WP(C).No. 28974 of 2015 (V)

PETITIONER:

AFNA BOSE, AGED 19 YEARS,
D/O.ANIL BOSE, ANIL BHAVAN,
NARANAMOOZHI P.O., PATHANAMTHITTA DISTRICT - 689 711.

BY ADVS.SRI.C.A.CHACKO
SMT.C.M.CHARISMA
SMT.MEGHA K.XAVIER

RESPONDENT(S):

1. STATE OF KERALA, REP. BY SECRETARY,
HEALTH AND FAMILY WELFARE DEPARTMENT,
SECRETARIAT, THIRUVANANTHAPURAM - 695 001.
2. THE SECRETARY, HEALTH AND FAMILY WELFARE DEPARTMENT,
SECRETARIAT, THIRUVANANTHAPURAM - 695 001.
3. MOUNT ZION MEDICAL COLLEGE, CHAYALODE, ADOOR,
PATHANAMTHITTA DISTRICT, REP. BY ITS CHAIRMAN - 691 523.
4. AL-AZHAR MEDICAL COLLEGE, THODUPUZHA,
REP. BY ITS CHAIRMAN - 685 584.
5. D.M. MEDICAL COLLEGE, WAYANAD, REP. BY ITS
CHAIRMAN - 678 001.

R1 & R2 BY SR. GOVERNMENT PLEADER SRI.ROSHAN D. ALEXANDER.

R4 BY ADV. SRI.SHAJIN S.HAMEED

R3 BY ADV. SRI.JESTIN MATHEW

R5 BY ADVS. SRI.S.SREEKUMAR (SR.)

SRI.P.MARTIN JOSE

SRI.P.PRIJITH

SRI.THOMAS P.KURUVILLA

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 07-10-2015,
ALONG WITH WPC 29374/15 THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

VPV

P.N.RAVINDRAN & ANIL K. NARENDRAN, JJ.

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W.P.(C)Nos.28974 & 29374 of 2015

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Dated this the 7th day of October, 2015

JUDGMENT

P.N.Ravindran, J.

The relief sought by the petitioner in W.P.(C)No.28974 of 2015 is to declare that clause 8(b)(ii) of Ext.P4 seat sharing agreement which reserves 10% of the seats in self financing medical colleges to candidates in the State of Kerala to candidates from outside the State of Kerala is illegal and arbitrary. She also seeks a writ in the nature of mandamus commanding the respondents to modify clause 8(b)(ii) of Ext.P4 seat sharing agreement so as to enable her to get admission for the M.B.B.S. Degree Course in the State of Kerala. The relief sought by the very same petitioner in W.P.(C)No.29374 of 2015 is to quash Exts.P7 and P8 orders passed by the Admission Supervisory Committee and Fee Regulatory Committee for Professional Colleges in Kerala whereby the said authority declined permission to two self financing medical colleges to give admission to the petitioner for the M.B.B.S. Degree Course against the seats reserved for persons from outside the State of Kerala.

2. When these writ petitions came up for hearing today, Smt.C.M.Charisma, learned counsel appearing for the petitioner submitted that the petitioner has, after the writ petitions were filed, got admission for the M.B.B.S. Degree Course in the State of Kerala in the N.R.I. quota, that she does not have any subsisting grievance and therefore, she is not desirous of prosecuting the writ petitions any further.

In the light of the aforesaid submission, these writ petitions are dismissed as not pressed.

Sd/-
P.N.RAVINDRAN
JUDGE

Sd/-
ANIL K. NARENDRA
JUDGE

/true copy/

P.A. To Judge

vpv