

HIGH COURT OF CHHATTISGARH, BILASPUR**WPC No. 644 of 2017**

- Shri Harsh Shukla S/o Raghuveer Shukla Aged About 20 Years
Occupation: Student, R/o Vishnu Medical Stores, Panna Raod,
Bamitha District Chhatarpur, Madhya Pradesh

---- Petitioner**Versus**

1. Union of India Represented By Its Secretary (Medical Education)
Ministry Of Helath & Family Welfare, Nirman Bhavan, New Delhi-
110011
2. State of Chhattisgarh, Through Director of Medical Education
Directorate Of Medical Education Old Nurses Hostel, Dks Bhavan
Parisar, Raipur, Chhattisgarh
3. C.M. Medical College & Hospital, Kachandur, Post Off. Karanja Bhilai,
Post Box No. 7, Durg, District Durg- 190024 (Chhattisgarh), Through
Its Registrar

---- Respondents

For Petitioner	:	Shri Hemant Tejawani, Advocate
For Union of India /R-1	:	Shri N.K. Vyas, Assistant Solicitor General
For State/R-2	:	Shri J.K. Gilda, Advocate General

Hon'ble Thottathil B. Radhakrishnan, Chief Justice**Hon'ble Shri Justice P. Sam Koshy****Judgment on Board****Per Thottathil B. Radhakrishnan, Chief Justice****06.04.2017**

1. The Petitioner is one among those who were admitted to the C.M. Medical College & Hospital, which made admissions of the Petitioner and others for the academic year 2016-17 on 19.04.2016. The plea of the Petitioner is that he and others are unceremoniously sent out of the College on the instructions of the Director of Medical Education. The Petitioner asserts his eligibility to continue to carry with the academic pursuit for MBBS Programme.

2. Hearing learned counsel for the Petitioner, learned Advocate General for the State of Chhattisgarh and learned Assistant Solicitor General for the Government of India, we see that the issue is finally sealed even as against the Petitioner through the judgment rendered by the Apex Court in *Rishabh Choudhary Vs. Union of India and Ors.*, reported in AIR 2017 SC 609. Adverting to paragraph 7 of that judgment, it can be seen that their Lordships have pointedly considered the admissions to the C.M. Medical College & Hospital on 19.04.2016 and has held that those admissions were granted notwithstanding the order passed by the Apex Court on 11.04.2016. The resultant situation obtained as per that judgment is that the persons like the Petitioner who had not participated in the National Eligibility-cum-Entrance Test (for short 'NEET') were dis-entitled to be admitted to the MBBS course.
3. In the aforesaid view of the matter, we see no ground to grant any relief to the Petitioner.
4. In the result, this writ petition is dismissed.

Sd/-
(Thottathil B. Radhakrishnan)
Chief Justice

Sd/-
(P. Sam Koshy)
Judge