

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.20612 of 2017.

Date of Decision: September 12, 2017

Malwa Institute of Nursing

.....Petitioner

versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT.

HON'BLE MR.JUSTICE SUDHIR MITTAL.

Present: Mr.D.S.Khurana, Advocate, for the petitioner.

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Surya Kant, J. (Oral)

The petitioner is a Nursing Institute and is said to have been established since the year 2014. The Indian Nursing Council vide memo dated 13.02.2017 permitted the petitioner-Institute to admit 30 students in Auxiliary Nursing and Midwifery (ANM) and 30 students in General Nursing and Midwifery (GNM) courses for the academic year 2016-17. It appears that the above-stated approval/permission granted by the Indian Nursing Council was not brought to the notice of the Punjab Nurses Registration Council who vide the impugned order dated 17.04.2017 returned admission forms of students of GNM and ANM courses of the petitioner-Institute for the academic session 2016-17 on the ground that the Indian Nursing Council has not granted approval to the petitioner-Institute for the academic year 2016-17. The petitioner is said to have brought to the notice of the Punjab Nurses Registration Council vide its representation dated 30.04.2017 (P-6) re: grant of approval by Indian Nursing Council for the academic year 2016-17 but finding no response to its representation, the instant writ petition has been filed.

Having heard learned counsel for the petitioner, it appears to us that in view of the communication dated 13.02.2017 (P-4) of the Indian Nursing Council, it is imperative upon the Punjab Nurses Registration Council to re-consider its decision dated 17.04.2017 and take a fresh appropriate decision in accordance with law/rules/regulations/their policy. The writ petition is accordingly disposed of without expressing any views on merits, with a direction to respondent No.2 to re-consider the petitioner's request regarding acceptance of admission forms of the students of GNM and ANM Courses for the academic session 2016-17 and take an appropriate decision within a period of one month from the date of receiving a certified copy of this order.

Ordered accordingly.

Dasti.

[SURYA KANT]
JUDGE

September 12, 2017
mohinder

[SUDHIR MITTAL]
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No