

**IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH**

113

LPA-1089-2017
Date of Decision-13.06.2017

GIAN SAGAR MEDICAL COLLEGE AND HOSPITAL & ANR

.....Appellants

V/S

STATE OF PUNJAB AND ORS

.....Respondents

**CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH
HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL**

Present: Mr. Aditya Singh, Advocate and
Mr. Nandan Jindal, Advocate for the appellants.

Amol Rattan Singh, J. (Oral)

By this appeal, the order of the learned Single Judge dated 02.06.2017 has been impugned, whereby on account of withdrawal of the essentiality certificate in favour of the appellant college, counseling for admission of the students of the appellant college to various other institutions had been directed, within a particular time frame. Learned counsel for the appellants submits that the counseling in respect of the seats for the MBBS Course has already ended today.

The appellant college, however, seeks that as now it is under a new management (as contended), it may be allowed to approach the Government of Punjab, the Medical Council of India, the Dental Council of India and the Indian Nursing Council, to convince them that the college is now in a position to start functioning again and therefore, the students may be allowed to continue their courses in the college itself, instead of going to other colleges.

When we were in the process of issuing notice, finding the contention to be not unworthy of consideration, Mr. Gurminder Singh, learned Senior Advocate with Mr. Puneet Gupta, Advocate, appears for the respondent-writ petitioners, and has stated that as a matter of fact none of the writ petitioners, i.e. respondents No.5 to 16 herein, are interested in continuing their studies in the appellant institute, and some of them have already deposited the fee pursuant to their selection in the counseling process for other colleges.

Learned counsel for the appellants, however, insists that a large number of students, other than the aforesaid respondents, still want to continue with the same college and the college has received e-mail communications in that

regard.

The appeal being in a writ petition filed by respondents No.5 to 16 herein, as regards other students we make no comment whatsoever. As regards the writ petitioners, i.e. respondents No.5 to 16, their stand already having been made clear to this Court, we see no reason to interfere with the order of the learned Single Judge and consequently this appeal is dismissed.

Learned counsel for the appellants, however, submits that they would be approaching to the Government of Punjab and the aforesaid Councils to get the essentiality certificate re-issued to the college, to enable it to function again, after due inspection by the Councils concerned.

Obviously this Court can say nothing on that issue, with any person always at liberty to approach the authorities concerned with their grievances.

Naturally, if any such representation is made to the Government of Punjab and the Councils concerned, it would be considered on merits by those authorities, as per law.

[AMOL RATTAN SINGH]
JUDGE

[ANUPINDER SINGH GREWAL]
JUDGE

13.06.2017
ashok/pankaj

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No