

Gangaputra Society, Ganga Putra Bhawan, Railway Road, Jind
Vs.
Union of India and another

Present: Mr. G.S.Attariwala, Advocate for the applicant-petitioner.

This is an application for reviewing of the order dated 11.07.2017 on the ground that on that date it could not be brought to my notice that the Medical Council of India does not have the power of review and prays that the matter be decided on merits.

As regards the merits, it is not disputed that while the applicant-petitioner/Society wanted to open a medical college for the year 2017-2018 the consent which it had obtained from the University pertained to the year 2014-2015 and this was one of the grounds which had weighted with the Medical Council of India in recommending non-acceptance of the claim of the petitioner in its letter dated 06.09.2016. Now it is sought to be argued that thereafter the applicant-petitioner had obtained the consent for affiliation for the year 2017-2018 also from the Pt. B.D.Sharma University of Health Sciences, Rohtak (on 07.12.2016). Counsel has argued that in view of this development it was incumbent upon the non-applicants-respondents to have granted them permission to establish the college for this academic session i.e. 2017-2018. He has, however, not denied that when the original application was filed there was a mistake in the documentation which was corrected only subsequently.

In the circumstances, it is very hard to hold that even if the law envisages a complete application and an applicant files an incomplete application it is incumbent upon the authorities to consider the application along with subsequent correction, more so, when the original time-line which has been prescribed is not shown to be unreasonable.

In the circumstances, I regret my inability to grant any relief to the applicant-petitioner/Society and consequently dismiss this application.

24 July, 2017
pooja sharma-I

(AJAY TEWARI)
JUDGE