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\* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(C) 2398/2017 and CM APPL. 10350/2017**

**DR. SANJEEV GOYAL**

..... Petitioner

Through: Mr. Adarsh Kumar Tiwari, Advocate  
with Ms. Aishwarya Bhati, Advocate

versus

**UNION OF INDIA AND ORS**

..... Respondents

Through: Ms. Tasneem Ahmadi, Advocate with  
Ms. Shubhi Khare, Advocate for R-3/CCIM.

**CORAM:**

**HON'BLE MS. JUSTICE HIMA KOHLI**

**ORDER**

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**14.03.2017**

1. The present petition has been placed before this Court on urgent mentioning.
2. The petitioner seeks directions to the respondent No.3/Central Council of Indian Medicine (in short 'CCIM') to debar the members of the Council who are surviving on extensions, from participating in the proposed elections, contrary to the directions issued by the Supreme Court in the judgment dated 24.02.2012 passed in **Writ Petition No.33/2009** entitled KB Nagur vs. Union of India
3. Ms. Ahmadi, learned counsel for the respondent No.3/CCIM, who appears on advance notice, states that the present petition has rendered infructuous inasmuch as the elections to the posts of President and Vice President (Ayurveda) in CCIM have taken place today and counting of

ballots is going on. She states that a similar petition as filed by the petitioner herein is pending consideration before a Division Bench of the Gujarat High Court (**LPA No.388/2017** entitled Bharatkumar Khodabhai Boghara vs. Union of India), wherein directions have been issued that votes of the appellants therein will be kept in a sealed cover and the respondent shall not declare the results of the President and Vice President without the permission of the Court. She states that the counting process is likely to be over in a few minutes from now and the result shall be communicated to the counsel appearing for CCIM in the Gujarat High Court for being placed before the Division Bench. She, therefore, states that nothing survives in the present petition.

4. Counsel for the petitioner states that in view of the aforesaid submission made by learned counsel for the respondent No.3/CCIM, he does not wish to press the present petition. He, however, reserves the right of the petitioner to challenge the results of the elections, in accordance with law.

5. Leave, as prayed for, is granted. The petition is dismissed as withdrawn alongwith the pending application.

**HIMA KOHLI, J**

**MARCH 14, 2017**

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