

**IN THE HIGH COURT OF PUNJAB & HARYANA AT  
CHANDIGARH**

Sr. No.202

**CWP No.18394 of 2017 (O&M)  
Date of decision : 26.9.2019**

Chuni Lal Memorial Trust

..... Petitioner

**VERSUS**

State of Punjab and another

..... Respondents

2.

**CWP No.20223 of 2017 (O&M)**

Kaushalaya Kundan Progressive Medical Hospitals and Research Centre  
(Regd.) Charitable Society

..... Petitioner

**VERSUS**

State of Punjab and others

..... Respondents

3.

**CWP No.23633 of 2017 (O&M)**

Shri Krishna Educational and Welfare Society

..... Petitioner

**VERSUS**

State of Punjab and others

..... Respondents

4.

**CWP No.23121 of 2017 (O&M)**

Saint Baba Fateh Singh Trust (Regd.)

..... Petitioner

**VERSUS**

State of Punjab and another

..... Respondents

5.

**CWP No.25398 of 2017 (O&M)**

Malwa Institute of Nursing

..... Petitioner

VERSUS

State of Punjab and others

..... Respondents

**CORAM: HON'BLE MRS. JUSTICE DAYA CHAUDHARY  
HON'BLE MR. JUSTICE SUDHIR MITTAL**

Present: Mr. Nitin Kant Setia, Advocate, for the petitioner.

Mr. Harish Goyal, Advocate, for the petitioner,  
in CWP-20223-2017.

Mr. R.P. Daaria, Advocate, for the petitioner,  
in CWP-25398-2017.

Mr. Sahil Sharma, DAG, Punjab

Mr. Sarabjit Singh, Advocate for respondent No.2  
in CWP Nos.18394, 20223 and 25398 of 2017

Mr. J.S. Rattu, Advocate for respondent No.2  
in CWP-23121-2017.

Mr. Tarun Seth, Advocate for  
Mr. Sumit Jain, Advocate for respondent No.2  
in CWP-23633-2017.

Mr. Ambanshu Sahni, Advocate for respondent No.3  
in CWP Nos.23633, 23121, 18394, 25398 and 20223 of 2017

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**SUDHIR MITTAL, J.**

This order shall dispose of aforementioned petitions as  
common questions of fact and law arise therein.

The petitioners run institutes of nursing wherein students are  
imparting training in GNM and ANM courses. The students admitted by  
them in the first year were not being permitted to take examinations and

the application forms submitted by them had been rejected on grounds of non-renewal of recognition. The case of the petitioners was that all deficiencies pointed out had been removed and that non-renewal of recognition was illegal and mala fide. In any case, the students who had been validly admitted could not be denied their right to take examination.

The respondents were put on notice and interim directions were issued for acceptance of the examination forms of the students. The writ petitions remained pending and therefore, vide further interim orders, the students were promoted to the second year and were also permitted to take the examination. The course is now nearing completion.

Keeping in view the aforementioned facts the writ petitions are disposed of and the respondents are directed to permit the students of the respective colleges of the petitioners to complete their courses without any hindrance. A sum of Rs.2 lacs each deposited by the respective petitioners as surety would be returned to them. The colleges of the petitioners will however, continue to comply with the relevant rules relating to recognition and affiliation.

A photocopy of this order be placed on the file of other connected cases.

**(DAYA CHAUDHARY)**  
**JUDGE**

**(SUDHIR MITTAL)**  
**JUDGE**

**26.9.2019**

Ramandeep Singh

Whether speaking / reasoned

Yes / No

Whether Reportable

Yes/ No