

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

WRIT PETITION NO. 7255 OF 2020

Shree Durgamata Bahuuddeshiya Krida Va
Shaikshanik Sanstha's
Prathviraj Deshmukh School of Nursing(GNM)
At Post Balsond, Tq. & Dist. Hingoli
Through its Administrative Officer
Amol S/o Manikrao Deshmukh ... Petitioner.

Versus

The State of Maharashtra
and others ... Respondents.

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Mr. C.A. Jadhav, Advocate for the Petitioner.
Mr. S.G. Karlekar, A.G.P. for Respondent Nos.1 and 2.
Mr. M.D. Narwadkar, Advocate for Respondent No.3.

AND

WRIT PETITION NO. 7273 OF 2020

Savitribai Phule Mahila Vikas Pratisthan's
Jijau Nursing School (GNM)
Nanded,
Through its Secretary
Dr. Jyoti Sunil Dhondge ... Petitioner.

Versus

The State of Maharashtra
and others ... Respondents.

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Mr. C.A. Jadhav, Advocate for the Petitioner.
Mr. S.G. Karlekar, A.G.P. for Respondent Nos.1 and 2.
Mr. M.D. Narwadkar, Advocate for Respondent No.3.

AND
WRIT PETITION NO. 7294 OF 2020

Jai Jawan Jai Kisan Shikshan Prasarak Mandal;s
Kasturba Gandhi Nursing School (GNM)
Nanded,
Through its Secretary
Dr. Sunil Balajirao Dhondge ... Petitioner.

Versus

The State of Maharashtra
and others ... Respondents.

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Mr. C.A. Jadhav, Advocate for the Petitioner.
Ms. V.S. Choudhari, A.G.P. for Respondent Nos.1 and 2.
Mr. M.D. Narwadkar, Advocate for Respondent No.3.

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CORAM : S.V. GANGAPURWALA AND
SHRIKANT D. KULKARNI, JJ.

DATE : 23rd OCTOBER, 2020

PER COURT:-

1. Heard Mr Jadhav, learned Counsel for the petitioners, learned A.G.P. for respondents no.1 and 2 and Mr Narwadkar, learned Counsel for respondents no.3.
2. The petitioners have filed applications for grant of permission to open new GNM and ANM Nursing Colleges. The applications are pending with respondent no.3 – Board.
3. It is submitted that as per the procedure, respondent no.3 has to conduct inspection and forward the proposals to the Government for grant of essentiality certificates and after the essentiality

certificates are received, the Board will take decision to grant affiliation. The further process shall not be stopped by respondent no.3 - Board on the ground that policy decision was taken to stop the GNM Course. The said decision was set aside by this Court at Nagpur.

4. The applications are pending with respondent no.3 - Board. Upon hearing the learned Counsel for the parties, we pass the following order :

- ORDER -

(I) Respondent No.3 – Board shall consider the applications of the petitioners, for opening new GNM/ANM Colleges; carry out the inspection and forward the proposals to the Government by 20th November 2020. The State Government shall thereafter take decision, for grant of essentiality certificates to the petitioners on its own merits. The said decision may be taken by 30th November 2020 and communicated to respondent no.3. Thereafter, the further process be done immediately.

(II) With these observations and directions, Writ Petitions are disposed of. No costs.

(SHRIKANT D. KULKARNI)
JUDGE

(S.V. GANGAPURWALA)
JUDGE

S.P. Rane