

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

WRIT PETITION NO. 7400 OF 2020

Adarsh Shikshan Prasarak Mandal's
Nandigram Nursing College (GNM)
At Nanded, Dist. Nanded.
Through its Secretary
Vittal S/o Dagdoba Chavan

... Petitioner.

Versus

The State of Maharashtra
and others

... Respondents.

....

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.

**AND
WRIT PETITION NO. 7401 OF 2020**

Sugandha Bahuddeshiya Shikshan Santha's
Smt. Kasturabai Khandare Nursing School (ANM)
At Vasmat, Dist. Hingoli
Through its President
Vasant Narayanrao Khandare

... Petitioner.

Versus

The State of Maharashtra
and others

... Respondents.

....

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

**AND
WRIT PETITION NO. 7402 OF 2020**

Sufa Multipurpose Foundations's
Maharashtra Institute Nursing Education (ANM)
Aurangabad, Dist. Aurangabad
Through its President
Siddiqui Sufyan Aziz S/o Mohd. Zulfequaruddin ... Petitioner.

Versus

The State of Maharashtra
and others ... Respondents.

....

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

**AND
WRIT PETITION NO. 7403 OF 2020**

Suman Pratishtan's
Shri Bhaskarrao Bane School of Nursing (ANM)
At Umapur, Tq. Georai, Dist. Beed.
Through its President
Dr. Dilip S/o Bhaskarrao Bane ... Petitioner.

Versus

The State of Maharashtra
and others ... Respondents.

....

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

**AND
WRIT PETITION NO. 7404 OF 2020**

Shri Dattakrupa Shaikshnik & Krushi
Gramvikas Prathishtan's
Abhinav Institute of Nursing (GNM)
At Ahmednagar, Tq. & Dist. Ahmednagar
Through its President
Dattatray S/o Bhausahab Pansare ... Petitioner.

Versus

The State of Maharashtra
and others ... Respondents.

....

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

**AND
WRIT PETITION NO. 7405 OF 2020**

K.B.S. Foundation's
Yashrati Institute of Nursing Education
(ANM & GNM), Tq. & Dist. Aurangabad
Through its President
Dr. Kishor S/o Sudamrao Kagde ... Petitioner

Versus

The State of Maharashtra
and others ... Respondents.

....

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

AND
WRIT PETITION NO. 7406 OF 2020

Shree Durgamata Bahuuddeshiya Krida Va
Shaikshnik Sanstha's
Prathviraj Deshmukh School of Nursing (GNM)
Darmapuri, Tq. & Dist. Parbhani
Through its Administrative Officer
Amol S/o Manikrao Deshmukh ... Petitioner.

Versus

The State of Maharashtra
and others ... Respondents.

....

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

AND
WRIT PETITION NO. 7407 OF 2020

Shree Kashi Shikshan Prasarak Mandal's
Chaitanya Nursing School (GNM)
At Badnapur, Dist. Jalna
Through its Secretary
Vinod S/o Arvind Gaikwad ... Petitioner.

Versus

The State of Maharashtra
and others ... Respondents.

....

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.

**AND
WRIT PETITION NO. 7408 OF 2020**

Wisdom Charitable Foundation's
Care Institute of Nursing Education (ANM)
Aurangabad, Tq. & Dist. Aurangabad
Through its President
Siddiqui Sufyan Aziz S/o Mohd Zulfequaruddin ... Petitioner.

Versus

The State of Maharashtra
and others ... Respondents.

....

Mr. C.A. Jadhav, Advocate for the Petitioner.
Mr. 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 : 28th 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 25th 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 15th December 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