

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

**CWP-17513-2018 (O&M)
Date of decision: 23.02.2021**

Yogita and others

...Petitioners

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. A.S. Talwar, Advocate for
 Mr. Akshay Bhan, Sr. Advocate for the petitioners.

 Mr. Jitender S. Chahal Advocate, for applicant-petitioner No.2.

 Mr. Sangram Singh Saron, Advocate for petitioner No. 3.

 Mr. Sanjay Sharma, Advocate for petitioners No.36 and 51.

 Mr. Ashok Singh Chaudhary, Addl. A.G., Haryana.

 Mr. Sanjiv Kumar Aggarwal, Advocate,
 for respondents No. 4 and 5.

 Mr. M.S. Longia, Advocate, for respondent No.6.

 Mr. Aseem Aggarwal, Standing Counsel,
 for respondent No.7-UOI.

 Mr. Gurminder Singh, Sr. Advocate with
 Mr. Jatinder Singh Gill, Advocate, for respondent No.8.

 Mr. Sudhir Aggarwal, Advocate,
 for respondents No.10 to 25, 27 and 28.

 Mr. B.S. Rana, Senior Advocate with
 Ms. Divya Bajaj, Advocate for respondent No. 26

Mr. Sumeet Mahajan, Senior Advocate with
Mr. Saksham Mahajan, Advocate for respondents No. 29 to 97.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

CM-3004-CWP-2021

Prayer in the application filed under Section 151 CPC read with Article 226 of the Constitution of India is for preponement and withdrawal of the petition, qua the 15 remaining petitioners, on the basis of an understanding reached between the parties.

Notice of the application to the learned opposite counsel.

Learned opposite counsel accepts notice and submits that they have no objection, if the prayer made in the application is allowed.

In view of the above, hearing of the main petition is preponed from 12.03.2021 to that of today and the same is taken up on board.

CWP-17513-2018 (O&M)

Learned counsel for the petitioners submit that the petitioners, being the students of MBBS 2016-2017 Batch of World Colleges of Medical Sciences and Research, Jhajjar, Haryana-respondent No. 8, have filed the present writ petition for their transfer to another recognized Medical College in the State of Haryana.

In CM-3004-CWP-2021, seeking withdrawal of the writ petition, it is averred that respondent No.8-College, has been given permission by the

National Medical Council of India, for the academic year 2020-21; that the State has also filed a positive affidavit in respect of a better infrastructure in the said College; that the petitioners have a reasonable expectation of their career progression towards the successful completion of MBBS course; that respondent No.8-College has assured to cover the studies of the petitioners by holding extra classes and it has also assured that it would withdraw all the cases against the Guardians of the petitioners and that in turn, the petitioner students have assured that they would not create any indiscipline nor would do any unlawful activity, which may tarnish the image of the respondent-Medical College.

Learned Senior Counsel appearing for respondent No.8-College, states that the College would abide by the understanding reached subject to the norms of National Medical Council and the University and thus, has no objection, in case the prayer of the petitioner for withdrawal of the petition is allowed.

In view of the above, CM-3004-CWP-2021 is allowed and CWP-17513-2018 is dismissed as withdrawn, qua the remaining 15 petitioners.

(HARNARESH SINGH GILL)
JUDGE

23.02.2021

Mangal Singh

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No