

Court No. 22

29.9.2022

(Item No. 1)

(AB)

**IN THE HIGH COURT AT CALCUTTA
Circuit Bench At Jalpaiguri
Constitutional Writ Jurisdiction
Appellate Side**

W.P.A. 2810 of 2022

Gayaganga Navjeevan Rural Health and Development
Society

VS

The State of West Bengal & Ors.

Mr. Pintu Karar

Mr. Akashdeep Mukherjee

Ms. Sayani Manna

..... for the petitioner

Mr. Swapan Kumar Dutta

Mr. Rajat Dutta

..... for the State

Mr. D. N. Maiti

.... For WBUHS

Mr. Nilotpal Chatterjee

... for the Indian Nursing Council(INC)

The petitioner before this Court, “Gayaganga Navjeevan Rural Health and Development Society” is a registered Society (under the Societies Registration Act) represented by its member, which carries on Nursing institution imparting nursing Courses under the name and style of “Navjeevan College of Nursing”.

The facts involved in this writ petition are not disputed by the parties appearing before this Court. The petitioner is a nursing institution for B.Sc. Nursing courses.

The petitioner has obtained the ‘Essentiality Certificate’ from the Director of Health Services, West Bengal, Annexure – P1 to the writ petition, dated **March 23, 2020** and the ‘Permission for Nursing training institution’ from the West Bengal Nursing Council dated **June 25, 2021**, Annexure – P2 to the writ petition. Petitioner is also have the affiliation from the University of Health Sciences.

The parties appearing before this Court have confirmed that the issues involved in this writ petition is already covered by a ***Judgement and order dated August 26, 2022 passed by a co-ordinate Bench in WPA 19040 of 2022.*** The parties have further confirmed that the said Judgement and Order dated August 26, 2022 bind them subject to facts of this case.

The petitioner institution has applied ***for inspection*** for obtaining the “Suitability Certificate” as per the provisions of the Indian Nursing Council Act, Rules and Regulations. The petitioner undertakes to carry out the necessary formality in accordance with law.

In view of the above, this writ petition WPA 2810 of 2022 stands disposed of in the light of the said Judgement and Order dated August 26, 2022 mentioned above including the directions made therein and the Indian Nursing Council shall be at liberty to take all further steps in the matter in accordance with law, ***however this order shall be restricted to B.Sc. Nursing Course only.***

This order shall not preclude the Indian Nursing Council to take steps in accordance with law.

Photostat certified copy of this order, if applied for, be furnished expeditiously.

(Aniruddha Roy, J.)