

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

Sr. No.109

CWP-4546-2022 (O&M)
Date of decision : 09.03.2022

D.C. Jain College of Nursing

..... Petitioner

VERSUS

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Alok Mittal, Advocate, for the petitioner.

SUDHIR MITTAL, J. (Oral)

The petitioner is a college of nursing which was established in the year 2012. No Objection Certificate was issued in the same year and the petitioner was permitted to admit 60 students in the GNM course. Thereafter, the petitioner was also registered with the State Nursing Council and was imparting education to 60 students. Vide communication dated 07.10.2015, the Indian Nursing Council reduced the number of seats to 40 unilaterally. Judicial decisions have come into being which say that the Indian Nursing Council has no jurisdiction in the matter of number of seats and that only the State Nursing Council has the jurisdiction. Thus, representations dated 29.12.2020 (Annexure P-7) and 27.01.2021 were submitted for increase in the annual intake to 60 seats in accordance with No Objection Certificate. The said representations have not been decided till date and the last date for making admissions for the session 2021-22 is 31.03.2022.

Learned counsel for the petitioner has submitted that the last date for making admissions is closed by so there is an urgency in the matter.

Notice of motion.

Mr. Rajneesh Chadwal, AAG, Haryana accepts notice on behalf of respondents No.1 and 3 and waives service. He undertakes to inform respondent No.2.

Considering the nature of the order being passed, no reply is necessary.

The writ petition is disposed of with a direction to respondent No.2 to decide the pending representations collectively annexed as Annexure P-7 by passing a speaking order within seven days from today.

Respondent No.2 is also directed to keep in mind order dated 18.02.2022 passed in CWP Nos.997 and 999 of 2022 titled as Florence School & College of Nursing, Faridabad Vs. State of Haryana and others.

(SUDHIR MITTAL)
JUDGE

09.03.2022
Ramandeep Singh

Whether speaking / reasoned

Yes / No

Whether Reportable

Yes/ No