

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

Sr. No.148

**Civil Writ Petition No.6112 of 2022
Date of Decision : March 24, 2022**

Gandhi School of Nursing

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Ajay Kalra, Advocate, for the petitioner.

SUDHIR MITTAL, J. (ORAL)

The petitioner was issued NOC for admitting certain number of students which was reduced by the Indian Nursing Council unilaterally. There is no complaint regarding lack of infrastructure or any such issue. The Supreme Court has held that the Indian Nursing Council has no jurisdiction to increase or reduce the number of seats in a Nursing Institute and the jurisdiction vests only with the State Nursing Council. Based upon this judgment, a representation has been submitted for permitting the petitioner to admit students for their course in accordance with the No Objection Certificate granted by the State and the respective representation has not been decided till date.

Notice of motion.

Mr. Hitesh Pandit, Addl. A.G. Haryana accepts notice on behalf of respondents No. 1 and 3 and waives service.

At the asking of the Court, learned Addl. A.G. Haryana accepts notice on behalf of respondent No. 2 as well.

Considering the nature of the order being passed, there is no necessity to file reply.

The writ petition is disposed of with a direction to respondent No. 2 to decide the pending representation in accordance with law by passing a speaking order within twelve weeks from the date of receipt of certified copy of this order.

Learned Addl. A.G. Haryana is directed to convey the order to respondent No. 2.

March 24, 2022
Ankur

(SUDHIR MITTAL)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No