

CWP-5870-2018 (O&M)

Harjot Mann and another

....Petitioners

VS

State of Punjab and others

....Respondents

CWP-5706-2019 (O&M)

Akashdeep

....Petitioner

VS

State of Punjab and others

....Respondents

CWP-17479-2016 (O&M)

Ridam Gupta and others

....Petitioners

VS

Union of India and others

....Respondents

CWP-21698-2016 (O&M)

Akashdeep and others

....Petitioners

VS

Union of India and others

....Respondents

CWP-22789-2016 (O&M)

Sonal Gour and others

....Petitioners

VS

Union of India and others

....Respondents

CWP-7940-2017 (O&M)

Mandeep Kaur

....Petitioner

VS

Union of India and others

....Respondents

CWP-8804-2018 (O&M)

Karanvir Singh

....Petitioner

VS

State of Punjab and others

....Respondents

Date of Decision: 14.12.2022

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present:- Mr. Puneet Sharma, Advocate and
Ms. Deepanshu Gupta, for the petitioners.
in CWP-5870 & 8804-2018 and
CWP-5706-2019

Mr. M.L. Saggar, Sr. Advocate with
Ms. Armaan Saggar, Advocate and
Mr. Rohit Joshi, Advocate
for the petitioners in CWP Nos. 21698-2016 and 7940-2017

Mr. Abhivadya Sood, Advocate
for the petitioner in CWP-17479-2016

Mr. S.S. Brar, Advocate, for respondent No. 13 in CWP-21698-2016,
for respondent No. 7 in CWP-7940-2017 & for respondent No. 9 in
CWP-8804-2018.

Ms. Jasleen Kaur Sidhu, DAG, Punjab

Mr. Gurminder Singh, Sr. Advocate with
Mr. Jatinder Singh Gill, Advocate
for respondent No. 9 in CWP-5870-2018 and
for respondent No. 8 in CWP-5706-2019

Mr. Rajiv Verma, Advocate, for respondent-UIOI
in CWP-17479-2016 and CWP-5706-2019.

Mr. Sudhir Nar, Advocate, for respondent-UOI
in CWP-8804-2018.

Mr. Chamandeep, Advocate for
Mr. B.S. Kanwar, Advocate, for respondent-UOI
in CWP-5870-2018.

Mr. M.S. Longia, Advocate, for respondent No.6-MCI in all cases.

Mr. Shekhran Singh Virk, Advocate, for respondent No.7.

Mr. Sehajbir Singh, Advocate,
for respondent No.5 in CWP-8804-2018.

Mr. H.S. Dhindsa, Advocate,
for respondent No.5 in CWP-5870-2018 and CWP-5706-2019.

Mr. Jatinder Singh Gill, Advocate
for respondent No. 9 in CWP-5870-2018

SUDHIR MITTAL, J. (Oral)

Learned counsel for the erstwhile Medical Council of India submits that a sum of Rs. 9.5 crores has been disbursed to the State of Punjab vide NEFT/RTGS on 07.12.2022.

The claim in the present writ petition(s) is for payment of the remaining dues of the petitioners from money paid to the State of Punjab by the erstwhile Medical Council of India in accordance with minutes of meeting dated 28.03.2016. Further prayer has been made for issuance of final degree and original certificates.

The dispute arose because students admitted to the Chintpurni Medical College, Pathankot had to be transferred to various other Medical Colleges in the State of Punjab as renewal permission was not granted to the said institution for the academic year 2014-15. The Colleges to which the students have been transferred have demanded fee from the students. Some have paid the same whereas others have not. Some students have paid additional amounts to the Chintupurni Medical College for getting No Objection Certificate before their transfer. On account of

these disputes, the students have been at the receiving end as they have not received their final degrees and other original certificates.

In the minutes of the meeting dated 28.03.2016 it had been recorded that money deposited by the Chintpurni Medical College with the Medical Council of India would be made available to the State of Punjab and all expenses would be defrayed therefrom. As noticed hereinabove a sum of Rs. 9.5 crores has been made available to the State of Punjab.

Accordingly, the writ petition are disposed of with the following directions:-

- (i) The Colleges whose dues have not been paid may make applications to the State of Punjab within 15 days from the date of receipt of certified copy of this order giving requisite particulars of their outstanding dues. The same shall be paid by the State of Punjab after due verification.
- (ii) The students who have paid their dues to the respective Colleges would also make applications to the State of Punjab within the aforementioned period for reimbursement alongwith requisite proof. Reimbursement shall be done after due verification.
- (iii) The students who have paid additional fee to the Chintpurni Medical College will also approach the State of Punjab with necessary proof and the said amount shall be reimbursed to them by the State after due verification. They may also approach within 15 days from the date of receipt of certified copy of this order.
- (iv) The students shall also be paid stipend at par with other regular students for the period of their internship for which purpose also claims shall be made within 15 days from the date of receipt of certified copy of this order.

The process of verification shall be completed within 15 days thereafter and money shall be paid to the respective parties within one week thereafter. The requisite certificates of the students inclusive of final degrees shall be released to them simultaneously.

To ensure that no delay is caused, all parties shall produce authentic proof alongwith their respective applications. In case of failure to do so, the cases would be segregated and dealt with after completion of the aforementioned process. All parties are directed to carry out their respective duties without any delay. Any default shall be dealt with very severely.

The writ petitions stand disposed of.

A photocopy of this order be placed on the files of other connected cases.

14.12.2022
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(SUDHIR MITTAL)
JUDGE

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