

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

Sr. No.110

**Civil Writ Petition No.25027 of 2022
Date of Decision : November 01, 2022**

Haryana College of Nursing

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: None for the petitioner.

SUDHIR MITTAL, J. (ORAL)

The petitioner-College has been established by a Society known as M.B. Education Society, Ellenabad (Sirsa). Vide memo dated 06.08.2008, the State of Haryana granted No Objection Certificate for starting B.Sc. Nursing Course and Post Basic B.Sc. Nursing Course with an annual intake of 50 students each. The approval was extended for the Session 2009-2010 vide memo dated 08.09.2009 issued by the Haryana Nurses Registration Council. The intake was reduced to 40 for B.Sc. Nursing Programme and 30 for Post Basic B.Sc. Nursing Programme vide orders dated 31.03.2010 and 15.03.2011 respectively passed by the Indian Nursing Council. The said orders were illegal as a Single Bench of the High Court of Karnataka has held that the Indian Nursing Council has no jurisdiction in the matter of prescription of intake of students. Thus, a representation dated 06.10.2021 (Annexure P-6) has been submitted before the Haryana Nurses & Nurse-Midwives Council-respondent No.2 for increasing the intake in accordance with the No Objection Certificate

granted by the State of Haryana. However, no order has been passed thereupon. Meanwhile, writ petitions filed by identically situated colleges have been allowed and increase in number of seats has been granted. Thus, the present writ petition has been filed.

Considering the nature of the order being passed, issuance of notice of motion is dispensed with.

The writ petition is disposed of at this stage with a direction to respondent No.2 to decide the pending representation dated 06.10.2021 (Annexure P-6) by passing a speaking order within eight weeks from the date of receipt of a certified copy of this order. Judgment passed by this Court in CWP No.997 of 2022 titled as *Florence School & College of Nursing vs. State of Haryana and others* shall be kept in mind while passing the order.

November 01, 2022

Ankur

**(SUDHIR MITTAL)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No