



WEB COPY

W.P.No.13015 of



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 10.01.2024

CORAM

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.No.13015 of 2018

and

W.M.P.No.15294 of 2018

Mahatma Gandhi Medical College and Research Institute
A Constituent Medical College of Sri Balaji Vidyapeeth,
(Deemed to be University)
Represented by its Legal Officer and Head (HR)
Puducherry – Cuddalore Main Road,
Pillaiyarkuppam,
Puducherry – 607 402.

... Petitioner

Vs.

- 1.The Secretary to Government of India,
Ministry of Human Resources Development,
Shashtri Bhavan,
New Delhi 110 001.
- 2.The Secretary to Government of India,
Ministry of Health and Family Welfare Department,
Nirman Bhawan,
New Delhi 110 011.
- 3.The Secretary,
University Grants Commission,
Bahadur Shah Zafar Marg,
New Delhi 110 002.



4.The Secretary to Government (Health),
Government of Puducherry,
Goubert Avenue,
Pudhucherry – 605 001.

5.The Deputy Secretary to Government (Health),
Government of Pudhucherry,
Goubert Avenue,
Pudhucherry – 605 001.

6.The Under Secretary to Government (Health)
Government of Pudhucherry,
Goubert Avenue,
Pudhucherry – 605 001.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Certiorari, calling for the records pertaining to the show cause notice dated 04.05.2018 under reference No.264/Health/H5/2017-2018 issued by the 5th respondent and quash the same.

For Petitioner	: Mr.L.Swaminathan
For R1 & R2	: Mr.J.Madanagopal Rao Senior Panel Counsel
For R3	: Mr.P.R.Gopinathan
For R4 to R6	: Mr.A.Tamilvanan Additional Government Pleader



WEB COPY

W.P.No.13015 of



ORDER

The show cause notice dated 04.05.2018 issued by the respondents is under challenge in the present writ petition.

2. The said show cause notice was issued by stating that the petitioner was directed to comply with the directions of the Hon'ble Supreme Court of India in Special Leave to Appeal (C) No.19315 of 2017 dated 16.04.2018 by collecting only Rs.10 lakh as fees from students during the academic year 2017-2018 and 2018-2019, till such time the matter is decided by the High Court of Madras.

3. The Additional Government Pleader appearing on behalf of the respondents 4 to 6 made a submission that the Educational Institutions further filed a petition before the Hon'ble Supreme Court of India, which is now pending with regard to the fixation of the fees for deemed universities in SLP.Nos.1935 and 1936 of 2021.



4. Thus, the Writ Petition stands disposed of subject to the final orders to be passed in the pending SLPs before the Hon'ble Supreme Court of India.

No costs. Consequently, connected Miscellaneous Petition is closed.

10.01.2024

Jeni

Index : Yes

Neutral Citation : Yes

Speaking order / Non-speaking order

To

- 1.The Secretary to Government of India,
Ministry of Human Resources Development,
Shashtri Bhavan,
New Delhi 110 001.
- 2.The Secretary to Government of India,
Ministry of Health and Family Welfare Department,
Nirman Bhawan,
New Delhi 110 011.
- 3.The Secretary,
University Grants Commission,
Bahadur Shah Zafar Marg,
New Delhi 110 002.
- 4.The Secretary to Government (Health),
Government of Puducherry,
Goubert Avenue,
Pudhucherry – 605 001.



WEB COPY



W.P.No.13015 of

5. The Deputy Secretary to Government (Health),
Government of Pudhucherry,
Goubert Avenue,
Pudhucherry – 605 001.

6. The Under Secretary to Government (Health)
Government of Pudhucherry,
Goubert Avenue,
Pudhucherry – 605 001.



WEB COPY



W.P.No.13015 of

S.M.SUBRAMANIAM, J.

Jeni

W.P.No.13015 of 2018

10.01.2024