

2024:PHHC:091115



IN THE PUNJAB AND HARYANA HIGH COURT AT
CHANDIGARH

234 (1) CWP-22768-2023

KHUSHAL MITTAL ... Petitioner

VERSUS

PHARMACY COUNCIL OF INDIA AND OTHERS ... Respondents

234 (2) CWP-8158-2024

ARJUN AND OTHERS ... Petitioners

VERSUS

PHARMACY COUNCIL OF INDIA AND OTHERS ... Respondents

234 (3) CWP-8162-2024

MANISH KUMAR AND OTHERS ... Petitioners

VERSUS

PHARMACY COUNCIL OF INDIA AND OTHERS ... Respondents

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234 (4) CWP-8555-2024
Date of Decision: 19.07.2024

ANCHAL RANI AND OTHERS ... Petitioners

VERSUS

PHARMACY COUNCIL OF INDIA AND OTHERS ... Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ.

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Present: Mr. Laxman Choudhary, Advocate
for the petitioner(s).

Mr. S.K. Sharma, Advocate and
Mr. Rajat Sharma, Advocate for
Respondent No.1-PCI in all cases.

Mr. Gopal Sharma, Advocate
for respondents No.2 and 3 in all cases.

Mr. Tanuj Goyal Tohana, Advocate
for respondent No.4 in all cases except
CWP-8162-2024.

Ms. Pushpinder Kaur, Advocate for
Mr. Sandeep Singh Jattan, Advocate
for respondent No.4 in CWP-8162-2024

VINOD S. BHARDWAJ, J. (ORAL)

As identical issues arise in the present batch of four writ petitions, the same are being disposed of by a common order, with the consent of the parties. For the facility of reference, the facts in brief are being extracted from CWP-22768 of 2023.

The prayer in the said writ petition is for directing respondents No.2 and 3 to issue Registration Certificate, which has not been issued since 12.08.2022.

Reply on behalf of respondent No.4 in CWP-8162-2024 has been filed today in Court. Same is taken on record. Copy thereof has been furnished to learned counsel for the petitioner(s).

Learned counsel for the petitioner contends that the petitioner obtained his matriculation certificate from C.B.S.E. Board in the year 2016 and thereafter completed his Senior Secondary from the same Board in the year



2018. He thereafter took admission in the course of Bachelor of Pharmacy in 2018. The said course was successfully completed in the year 2022 with Cumulative Grade Point Average 08.05 on 10 Point Scale from Maharaja Agrasen University- respondent No.4.

After obtaining the degree of Bachelor in Pharmacy, the petitioner applied for registration as a Pharmacist to the Haryana State Pharmacy Council on 12.08.2022 through an online mode and a fully filled up application form was duly furnished and the requisite fee was also deposited. As no decision was taken thereon, the present writ petition was filed.

A counter affidavit on behalf of Pharmacy Council of India has been filed, wherein Pharmacy Council of India specifically reported that the Maharaja Agrasen School of Pharmacy in Maharaja Agrasen University is duly approved by the Pharmacy Council of India under Section 12 of the Pharmacy Act, 1948.

Counsel for respondents No.2 and 3 submits that the recognition of the institution is not a subject matter of dispute and the Pharmacy Council of India is only required to ascertain whether the candidates who have submitted application for registration have actually undergone the said course or not.

Counsel for respondent No.1 submits that the information as regards admission made by the Maharaja Agrasen School of Pharmacy in Maharaja Agrasen University has already been received by them and that they shall take a considered decision on the basis of information furnished to them and the report received from the institute i.e. Maharaja Agrasen School of



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Pharmacy in Maharaja Agrasen University. He further undertakes that in the event the petitioners wish to furnish any additional document(s), they may do so within a period of two weeks from today. Nonetheless, a decision shall be taken within a period of two weeks of the receipt of certified copy of this order.

In view of the aforesaid statement, no further orders are required to be passed at this stage. The present writ petitions are disposed of in above terms at this stage.

Needless to mention that the respondent-Pharmacy Council of India shall remain bound to take a considered decision on the applications submitted by the petitioner(s) within the time as undertaken above.

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

JULY 19, 2024
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(VINOD S. BHARDWAJ)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No