



(110)

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

CWP-23740-2023 (O&M)

Date of decision:- 28.11.2024

Gian Sagar Educational and Charitable Trust

...Petitioner(s)

Versus

Union of India and others

...Respondent(s)

CORAM: **HON'BLE MR. JUSTICE SHEEL NAGU, CHIEF JUSTICE**
HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr. Nandan Jindal, Advocate,
for the petitioner.

Mr. Arun Gosain, Senior Government Counsel (Union of India),
for respondents No. 1 and 2.

Mr. Salil Sabhlok, Senior Deputy Advocate General, Punjab.

Mr. Sahil, Advocate,
for Mr. Nitin Kaushal, Advocate,
for respondent No. 6.

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SHEEL NAGU, C.J. (ORAL)

1. This petition has been filed by the petitioner - Trust which runs a College imparting education in the field of B.Sc. Nursing (three years) Programme.

2. The petitioner has sought increase in intake capacity of students from 60 to 100 for the academic year 2023-2024.

3. This Court had passed the following interim order on 07.11.2023:-

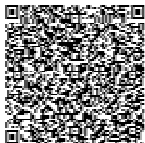
“Learned counsel appearing on behalf of respondents No. 1 and 2 submits that he has no instructions from respondent No. 2 in view of the previous order dated 03.11.2023 passed by this Court.



Adjourned to 20.02.2024.

In the meanwhile, subject to verification, as observed in the order dated 18.10.2023, passed by this Court, the petitioner can proceed to admit the students in B.Sc. Nursing Programme for the academic year 2023-24, as per the capacity of 100 students, subject to final decision of this writ petition.”

4. Pursuant thereto, 69 students were admitted which was 09 above the existing intake capacity of the petitioner in B.Sc. Nursing (three years) Programme for the academic year 2023-2024.
5. Thereafter, a letter dated 05.07.2024 was issued by the Indian Nursing Council increasing the intake capacity from 60 to 100 students for the academic session 2024-2025, but not for the year 2023-2024.
6. This Court had directed learned senior government counsel, appearing for respondents No. 1 and 2, to seek instructions as to whether admissions of 09 students who were admitted in excess of the intake capacity of 60 for the academic year 2023-2024 could be regularized or not.
7. Learned senior government counsel after seeking instructions from his clients has expressed his no objection for regularizing the admissions of 09 students who were admitted in excess of the intake capacity of 60 for the academic year 2023-2024 as one time measure.
8. In view of the aforesaid submission made by learned senior government counsel for respondents No. 1 and 2, the provisional admissions made of the 09 students in excess of the intake capacity of 60 for the academic year 2023-2024 stands regularized.
9. The petition, accordingly, stands disposed of.



10. This Court, however, hastens to add that this order shall not be treated as precedent for other cases since it has been passed on the peculiar facts and circumstances existing in the present case.

(SHEEL NAGU)
CHIEF JUSTICE

(ANIL KSHETARPAL)
JUDGE

28.11.2024
Amodh Sharma

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