

ITEM NO.103

COURT NO.3

SECTION XIA

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS
CIVIL APPEAL NO(s). 2871 OF 2007

STATE OF ORISSA

Appellant (s)

VERSUS

ORISSA PVT. MED. & DENTAL COLLEGES ASSCN

Respondent(s)

(With appln(s) for impleadment, modification of Court's Order and office report)

WITH Civil Appeal NO. 2872 of 2007

(With appln.(s) for clarification/modification of court's order and directions and with office report)

Civil Appeal NO. 2873 of 2007

(With appln.(s) for impleadment)

Civil Appeal NO. 2874 of 2007

(With appln.(s) for direction and impleadment)

SLP(C) NO. 2203-2204 of 2010

(With prayer for interim relief and office report)

SLP(C) NO. 28576 of 2009

(With appln.(s) for permission to place addl. documents on record, prayer for interim relief and office report)

SLP(C) NO. 29875-29876 of 2009

(With appln.(s) for exemption from filing c/c of the impugned judgment and stay, prayer for interim relief and office report)

SLP(C) NO. 30058-30059 of 2009

(With appln.(s) for directions and vacating stay, prayer for interim relief and office report)

SLP(C) NO. 30089-30090 of 2009

(With appln.(s) for permission to place addl, documents on record, prayer for interim relief and office report)

SLP(C) NO. 686 of 2010

(With prayer for interim relief and office report)

SLP(C) NO. 16805 of 2010

(With prayer for interim relief and office report)

Date: 24/08/2011 This Appeal was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE R.V. RAVEENDRAN
HON'BLE MR. JUSTICE A.K. PATNAIK

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For Appellant(s)/
Respondent(s)

Mr. Suresh Chandra Tripathy, Adv.

For UOI

Ms. Indira Jaising, ASG
Mr. A. Mariarputham, Sr. Adv.
Ms. Sadhana Sandhu, Adv.
Mr. Aman Ahluwalia, Adv.
Ms. Supriya Jain, Adv.
Mr. D.S. Mahra, Adv.
Mr. Shailendra Saini, Adv.
Mr. A. Dev Kumar, Adv.

Ms. C.K. Sucharita, Adv.

Ms. Manjula Gupta, Adv.
Mr. Amit Kumar, Adv.
Mr. Milind Kumar, Adv.
Ms. Sharmila Upadhyay, Adv.
Ms. Mridula Ray Bharadwaj, Adv.
Mr. Prem Sunder Jha, Adv.
Mr. Sibho Sankar Mishra, Adv.
Ms. Punam Kumari, Adv.
Mr. Ajay Choudhary, Adv.
Mr. Abhishth Kumar, Adv.
Mr. Gaurav Sharma, Adv.
Mr. Abhinav Mukerji, Adv.
Ms. Charu Mathur, Adv.
Mr. Shibashish Misra, Adv.

UPON hearing counsel the Court made the following
O R D E R

The subject matter of these appeals is the
validity of the Orissa Professional Educational
Institutions (Regulations of Admissions & Fixation of
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Fee) Ordinance, 2007, which has been struck down by the
Orissa High Court.

We are informed that similar statutes have been
enacted by the States of Delhi, Uttar Pradesh, Tamil
Nadu, Kerala and Madhya Pradesh.

We are of the view that the said States should
also be heard in the matter as any decision in these
cases may affect the validity of the similar enactments
made by those States. Therefore, we direct that notice
of these cases may also be given to the aforesaid States.
We direct the appellant to serve notice on the standing
counsel of these States so that they can get instructions
and make their submissions in the matter.

Ms. Indira Jaising, learned ASG seeks time to
secure instructions from the Government of India about
its stand on the issue involved in this case.

It is stated that appeals/SLPs relating to the
challenges made to similar State enactments are pending
before this Court. Learned counsel for the Union of
India to give a list of those cases so that they can all
be tagged together and heard.

Adjourned by six weeks.

(Ravi P. Verma)
AR-cum-PS

(M.S. Negi)
Court Master