

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) No(s). 4799/2022

(Arising out of impugned final judgment and order dated 31-08-2021 in WP No. 100652/2021 passed by the High Court of Karnataka Circuit Bench at Dharwad)

NATIONAL COMMISSION FOR HOMEOPATHY

Petitioner(s)

VERSUS

THE KARNATAKA PRIVATE HOMEOPATHIC MEDICAL
COLLEGES MANAGEMENT ASSOCIATION & ORS.

Respondent(s)

(IA No. 113969/2023 - APPROPRIATE ORDERS/DIRECTIONS
IA No. 111458/2023 - APPROPRIATE ORDERS/DIRECTIONS
IA No. 114000/2023 - APPROPRIATE ORDERS/DIRECTIONS
IA No. 113996/2023 - APPROPRIATE ORDERS/DIRECTIONS
IA No. 108975/2023 - CLARIFICATION/DIRECTION
IA No. 111651/2023 - CLARIFICATION/DIRECTION
IA No. 109567/2023 - CLARIFICATION/DIRECTION
IA No. 38828/2022 - EXEMPTION FROM FILING C/C OF THE IMPUGNED
JUDGMENT, IA No. 113974/2023 - INTERVENTION/IMPLEADMENT
IA No. 108968/2023 - INTERVENTION/IMPLEADMENT
IA No. 111650/2023 - INTERVENTION/IMPLEADMENT
IA No. 111454/2023 - INTERVENTION/IMPLEADMENT
IA No. 109522/2023 - INTERVENTION/IMPLEADMENT
IA No. 113992/2023 - INTERVENTION/IMPLEADMENT)

WITH

SLP(C) No. 5197/2022 (IV-A)
(FOR ADMISSION and I.R. and IA No.43341/2022-EXEMPTION FROM FILING
C/C OF THE IMPUGNED JUDGMENT)

SLP(C) No. 5278/2022 (IV-A)
(FOR ADMISSION and I.R. and IA No.44131/2022-EXEMPTION FROM FILING
C/C OF THE IMPUGNED JUDGMENT)

SLP(C) No. 5530/2022 (IV-A)
(FOR ADMISSION and I.R. and IA No.46133/2022-EXEMPTION FROM FILING
C/C OF THE IMPUGNED JUDGMENT)

SLP(C) No. 9313/2022 (XIV)

SLP(C) No. 7138/2023 (IV-A)

Date : 07-07-2023 These matters were called on for hearing today.

CORAM :

**HON'BLE MR. JUSTICE B.R. GAVAI
HON'BLE MR. JUSTICE J.B. PARDIWALA**

For Petitioner(s)

**Dr. Sushil Balwada, AOR
Mr. Anil Kumar, AOR**

**Ms. Archana Pathak Dave, AOR
Mr. Kumar Prashant, Adv.
Mr. Parmod Kumar Vishnoi, Adv.
Mr. Avnish Dave, Adv.
Ms. Riya Sethi, Adv.**

Mr. Pankaj Kumar Mishra, AOR

For Respondent(s)

**Mr. Animesh Kumar, Adv.
Mr. Nishant Kumar, AOR
Mrs. Aprajita, Adv.
Mr. Neeraj Shekhar, AOR**

**Mr. Chinmay Deshpande, Adv.
Mr. Anirudh Sangneria, AOR**

**Ms. Archana Pathak Dave, AOR
Mr. Kumar Prashant, Adv.
Mr. Parmod Kumar Vishnoi, Adv.
Mr. Avnish Dave, Adv.
Ms. Riya Sethi, Adv.**

**Mr. Rupesh Kumar, AOR
Ms. Pankhuri Shrivastava, Adv.
Ms. Neelam Sharma, Adv.
Mr. Rajeev Sharma, Adv.**

**Mr. Shekhar Raj Sharma, D.A.G.
Mr. Paras Dutta, Adv.
Dr. Monika Gusain, AOR**

**Ms. Aishwarya Bhati, A.S.G.
Mr. Gurmeet Singh Makker, AOR
Ms. Archana Pathak Dave, Adv.
Ms. Chitrangda Rashtrawara, Adv.
Mr. Pratyush Shrivastava, Adv.
Dr. Arun Kumar Yadav, Adv.**

**Mr. Shubhranshu Padhi, AOR
Mr. Ashish Yadav, Adv.
Ms. Rajeshawari Shankar, Adv.
Mr. Niroop Sukrithy, Adv.
Mr. Jay Nirupam, Adv.**

Ms. Arti Singh, AOR
Mr. Aakashdeep Singh Roda, Adv.
Ms. Pooja Singh, Adv.
Mr. B P Singh, Adv.

Mr. S. R. Setia, AOR
Mr. K B Upadhyay, Adv.
Mr. S N Tripathi, Adv.
Ms. Pinki Tiwari, Adv.
Mr. Shailesh Tiwari, Adv.
Mr. Raja Ram Tripathi, Adv.

Mr. Kundan Kumar Mishra, AOR
Mr. Jitendra Kumar, Adv.

Mr. Sarvan Kumar, Adv.
Mr. Sawan Kumar, Adv.
Mr. Dashmesh Tripathi, Adv.
Mr. Bhagavan Swarup Shukla, Adv.
Mr. Chetan Kumar Shukla, Adv.
Ms. Priya Dwivedi, Adv.
Mr. Ranjay Kumar Dubey, AOR

Mr. Animesh Kumar, Adv.
Mr. Nishant Kumar, AOR
Mrs. Aprajita, Adv.
Ms. Charu Modi, Adv.
Mr. Ayush Kunmar, Adv.

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

I.A. Nos.113969, 113974, 109522, 109567, 108968, 108975, 111454,
111458, 113992, 113996 of 2023

Applications for impleadment are allowed.

In view of the order dated 15.05.2023 passed in I.A. No.99097/2023 in SLP(C) No.4799/2022, these applications are allowed, in terms of prayer clause 'a' in the respective applications, which are extracted below, subject to the outcome of the special leave petition(s):

I.A. NO. 113969/2023

“(a) Direct the Mahayogi Guru Gorakhnath Ayush University, Gorakhpur to allow Ms. Yogita Gaur

who has been admitted (Non-NEET Appeared) pursuant to interim order dated 05.04.2022 to participate in the examination of 1st year BHMS Programme."

I.A. No. 109567/2023

"(a) Direct the Babasaheb Bhimrao Ambedkar Bihar University (B.R. Ambedkar Bihar University), Muzaffarpur, Bihar to allow the students admitted [Non-NEET Appeared] pursuant to interim order dated 25.03.2022 passed in WPC No. 4978/2023 by High Court of Delhi at New Delhi in the applicants' colleges to participate in the examination of 1st year BHMS Course in similar ways as granted by Honourable Supreme Court of India to similarly circumstanced college(s) vide order dated 15.05.2023 passed in IA No. 99097/2023 and order dated 16.05.2023 in IA No. 102296/2023 in SLP (C) No. 4799/2022 (Annexure A5 at page No. 63-64 & A7 at page No. 67-68 respectively)."

I.A. No. 108975/2023

"(a) Direct the Vinoba Bhave University, Hazaribagh, Jharkhand to allow the students admitted [Non-NEET Appeared] pursuant to interim order dated 25.03.2022 passed in WPC No. 4986/2023 by High Court of Delhi at New Delhi to participate in the examination of 1st year BHMS Course on similar terms as granted by Honourable Supreme Court of India to similarly circumstanced college(s) vide order dated 15.05.2023 passed in IA No. 99097 of 2023 in SLP (C) No. 4799/2022 (Annexure A5-6)."

I.A. No. 113996/2023

“(a) Direct the Madhya Pradesh Medical Science University, Jabalpur, to allow the students admitted [Non-NEET Appeared] pursuant to interim order dated 23.03.2022 to participate in the examination of 1st year BHMS Programme.”

I.A. No. 111458/2023

“(a) Direct B.R. Ambedkar University, Muzaffarpur to allow the students admitted [Non-NEET Appeared] by the Applicant/College pursuant to interim order dated 23.03.2022 to submit the examination forms and participate in the upcoming examination of 1st year BHMS Programme.”

(NARENDRA PRASAD)
ASTT. REGISTRAR-cum-PS

(ANJU KAPOOR)
COURT MASTER (NSH)