

No.U.12012/1054/2014-ME - I [FTS.3121664]

Government of India

Ministry of Health & Family Welfare

(Department of Health & Family Welfare)

Nirman Bhawan, New Delhi-11

Dated the 31ST August, 2017.**ORDER**

Subject: **Shri Shankaracharya Institute of Medical Sciences, Bhilai, Chhattisgarh** -
Permission for the admission of students (150 seats) in MBBS Course for the academic year 2017-18.

Whereas in compliance of direction dated 03.08.2017 of Hon'ble High Court of Jabalpur in W.P (C) No. 1665 of 2017, the Ministry granted a hearing to **Shri Shankaracharya Institute of Medical Sciences, Bhilai, Chhattisgarh** and reiterated to its earlier decision to debar **Shri Shankaracharya Institute of Medical Sciences, Bhilai, Chhattisgarh** from admitting students in MBBS Course (150 seats) for two years i.e. 2017-18 & 2018-19 vide its order dated 14.08.2017;

2. Whereas the Hon'ble Supreme Court in Writ Petition (C) No.709/2017 with I.A. No.74854/2017 vide order dated 31.08.2017 directed as under:-

"...We, accordingly, quash and set aside the impugned decision to the extent it bars the petitioners to admit upto 150 students for the academic session 2017-18. Instead, we direct the respondents to permit the petitioners' college to take part in the current-year counselling process which is still in progress. The cut-off date for completing the admissions in respect of the petitioners' college, however, will stand extended till 5th September, 2017. The respondents shall make available students willing to take admission in the petitioners' college through central counselling, in order of their merit. This direction is being issued in exercise of plenary powers of this Court under Article 142 of the Constitution of India, in the peculiar facts of the present case, to do complete justice and in the larger public interest, so that aspiring students who have not been admitted to the 1st year MBBS course for the academic session 2017-18, in order of their merit in NEET examination, will get an opportunity 11 to be admitted in the petitioner college. At the same time, we make it clear that the MCI or the Competent Authority of the Central Government is free to inspect the petitioners' college as and when deemed fit and, if any deficiency is found after giving opportunity to the petitioners' college, it may suitably proceed against the said college in accordance with law. This arrangement will subserve the ends of justice."

3. Now, therefore, in compliance of the above order of the Hon'ble Supreme Court the Ministry hereby permits **Shri Shankaracharya Institute of Medical Sciences, Bhilai, Chhattisgarh** to admit students (150 seats) in MBBS course for the academic year 2017-18.

4. The Next batch of students in 2018-19 with 150 seats will be admitted only after obtaining permission from the Central Government.

5. Admissions made in violation of above conditions will be treated as irregular and action will be taken as per provisions of IMC Act, 1956 and the Regulations made there under.

6. The MCI or the Competent Authority of the Central Government is free to inspect the petitioner's college as and when deemed fit and, if any deficiency is found after giving opportunity to the petitioner's college, it may suitably proceed against the said college in accordance with law



(D V K Rao)

Under Secretary to the Govt. of India

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To

The Principal/Dean,
Shri Shankaracharya Institute of Medical Sciences,
Junwani, Bhilai,
Distt. Durg,
Chhattisgarh.-490020.

Copy to:

1. The Secretary, Medical Council of India, Pocket-14, Sector-8, Dwarka, New Delhi-75.
2. The Secretary, Medical Education, Govt. of Chhattisgarh, Mantralaya, Mahanadi Bhawan, Raipur, Chhattisgarh.
3. The Registrar, Chhattisgarh Ayush & Health Sciences University, GE Rd, Amanaka, Raipur, Chhattisgarh 492001.
4. The ADG (ME), Dte.GHS, Nirman Bhawan, New Delhi.
5. The Director, Medical Education, Govt. of Chhattisgarh, Raipur, Chhattisgarh.