



| SL. No. | Date | Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures | COURT'S OR JUDGE'S ORDERS                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |
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|         |      |                                                                                                  | <p><b><u>WPMS/383/2021</u></b><br/> Shakuntala Devi Lok Kalyan Samiti and another<br/> --Petitioners<br/> <b>Versus</b><br/> Hemwati Nandan Garhwal Bahuguna and others<br/> --Respondents</p> <p><b><u>Hon'ble Manoj Kumar Tiwari, J.</u></b><br/> Mr. Navneet Kaushik, Advocate for the petitioners.<br/> Mr. Kartikey Hari Gupta, Advocate for the University.</p> <p>2. Petitioner is running a B.Ed College after obtaining recognition from National Council for Teacher Education (NCTE). Since the affiliating University was not permitting petitioner college to participate in counselling for admission against 100 seats, therefore this writ petition was filed in 2021. This Court, vide order dated 25.02.2021, directed the University to provisionally permit the petitioner to participate in counselling for admission to B.Ed course for 2020-2022 batch against 100 seats, which however, would be subject to outcome of the writ petition.</p> |



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|  |  |  | <p>3. Learned counsel for the petitioner submits that petitioner college was recognized with intake capacity of 100 seats by NCTE, therefore in view of the law declared by Hon'ble Apex Court in the case of State of Maharashtra Vs. Sant Dnyaneshwar Shikshan Shastra Mahavidyalaya, reported in (2006) 9 SCC 1, the affiliating University cannot impose any restriction on the intake capacity.</p> <p>4. Learned counsel for the petitioners further submits that similar issue was decided by coordinate Bench of this Court in Writ Petition (MS) No. 642 of 2022.</p> <p>5. Mr. Kartikey Hari Gupta, learned counsel appearing for the University concedes that the issue involved is identical.</p> <p>6. Having regard to the facts and circumstances of the case, the writ petition is decided in terms of the judgment dated 08.09.2022 rendered in WPMS No. 642 of 2022.</p> <p style="text-align: right;"><b>(Manoj Kumar Tiwari, J.)</b><br/>05.10.2026</p> <p>Mahinder<br/>MAHINDER SINGH</p> |
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