

HIGH COURT OF JAMMU AND KASHMIR AT JAMMU

MP No. 01/2018, OWP No. 1188/2017.

Date of order: 28.02.2018

Koushal Kumar and ors. Vs. State of J&K and ors.

Coram:

Hon'ble Mr. Justice Alok Aradhe, Judge

Appearing counsel:

For Petitioner/Appellant(s) : Mr. Nitin Bhasin, Advocate

For respondent (s) : Mr. Sanjeev Padha, G.A

i/	Whether to be reported in Press/Media	:	Yes/No
ii/	Whether to be reported in Digest/Journal	:	Yes/No

Heard on MP No. 01/2018. Learned counsel for the petitioners submits that on an earlier occasion also, a Bench of this Court had passed an ad interim order on 28.07.2017, by which the petitioners were permitted to undertake the examination, which was scheduled to be held from 30.07.2017, however, the petitioners could not appear in the aforesaid examination, as the petitioners could not receive the certified copy of the order in time. It is further submitted that the respondents have notified the date of examination as 04.03.2018 and the petitioners be permitted to appear in the examination subject to their own risk and consequences. On the other hand, learned counsel for the respondents submitted that the petitioners are not registered with the Para Medical Council of State of Jammu and Kashmir, therefore, they cannot be permitted to appear in the examination.

In rebuttal, learned counsel for the petitioners submitted that the petitioners had forwarded the list of the students to the Para Medical Council of India and four students have been allowed to appear in the examination.

In view of the submissions made and taking into account that the Bench of this Court on an earlier occasion by an order dated 28.07.2017 had permitted the

petitioners to appear in the examination, it is directed that the petitioners shall be permitted to appear in the examination in question, which is scheduled to be commenced from 04.03.2018. Needless to state that the mere appearance of the petitioners in the examination will not create any right in favour of the petitioners and their result shall not be declared without leave of this Court.

Accordingly, MP No. 01/2018 is disposed of.

Let a copy of this order be supplied to the learned counsel for the petitioners under the seal and signatures of the Bench Secretary of this Court.

(Alok Aradhe)
Judge

Jammu
28.02.2018
Tarun

