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IN THE HIGH COURT OF MADHYA PRADESH  
AT GWALIOR

BEFORE  
HON'BLE SHRI JUSTICE ROHIT ARYA  
&  
HON'BLE SHRI JUSTICE MILIND RAMESH PHADKE  
ON THE 29<sup>th</sup> OF JUNE, 2022

**WRIT PETITION No. 9872 of 2021**

**Between:-**

HARIOM S/O POSHAKILAL, AGE-50 YEARS,  
OCCUPATION: SOCIAL SERVICE AND  
AGRICULTURE, R/O- BEHIND M.J.S. COLLEGE,  
BHIND (MADHYA PRADESH)

.....PETITIONER

*(SHRI U.K. BOHRE - ADVOCATE FOR PETITIONER)*

**AND**

1. UNION OF INDIA THROUGH SECRETARY  
HEALTH AND FAMILY WELFARE,  
MANTRALAYA, NIRMAN BHAWAN, MAULANA  
AZAD ROAD, NEW DELHI 110011
2. STATE OF M.P. THROUGH CHIEF SECRETARY,  
VALLABH BHAWAN BHOPAL
3. STATE OF M.P. THROUGH PRINCIPAL  
SECRETARY, PUBLIC HEALTH AND FAMILY  
WELFARE, MANTRALAYA, VALLABH BHAWAN,  
BHOPAL.
4. UNION OF INDIA THROUGH SECRETARY,  
HEALTH AND FAMILY WELFARE,  
MANTRALAYA, NIRMAN BHAWAN, MAULANA  
AZAD ROAD, NEW DELHI 110011
5. DIRECTOR, INDIAN NURSING COUNCIL NEW  
DELHI, ADDRESS-8TH FLOOR, NBCC CENTRE,  
PLOT NO.2, COMMUNITY CENTRE, OKHLA  
PHASE-I, NEW DELHI 110020
6. DIRECTOR M.P. NURSING COUNCIL BHOPAL  
(MADHYA PRADESH) ADDRESS-GOMANTIKA  
PARISAR, THIRD FLOOR, BHADBHADA ROAD,  
BHOPAL, MADHYA PRADESH-462003

7. **DIRECTOR MEDICAL EDUCATION BHOPAL (M.P.), ADDRESS-BHEEM NAGAR SLUM, ARERA HILLS, BHOPAL, MADHYA PRADESH-462004**
8. **VICE CHANCELLOR, JIWAJI UNIVERSITY, GWALIOR (M.P.)**
9. **COLLECTOR, DISTRICT GWALIOR (M.P.)**
10. **COLLECTOR DISTRICT BHIND (M.P.)**
11. **CHIEF MEDICAL AND HEALTH OFFICER DISTRICT BHIND (M.P.)**
12. **CHIEF MEDICAL AND HEALTH OFFICER DISTRICT BHIND (M.P.)**
13. **STATE OF MP THROUGH PRINCIPAL SECRETARY, MEDICAL EDUCATION DEPARTMENT, MANTRALAYA, VALLABH BHAWAN, BHOPAL (M.P.)**
14. **MADHYA PRADESH AYURVIGYAN VISHVAIDYALAYA, JABALPUR THROUGH REGISTRAR, ADDRESS-MEDICAL COLLEGE CAMPUS, BHEDAGHAT ROAD, JABALPUR (M.P.)**

.....RESPONDENTS

*(SHRI PRAVEEN KUMAR NEWASKAR- ASSISTANT SOLICITOR GENERAL FOR RESPONDENTS/UNION OF INDIA;  
SHRI ANKUR MODY - ADDITIONAL ADVOCATE GENERAL FOR RESPONDENTS/STATE;  
SHRI VIVEK KHEDKAR- ADVOCATE FOR RESPONDENT NO.6/M.P. NURSING COUNCIL; AND  
SHRI JITENDRA SHARMA & SHRI R.B.S. TOMAR - ADVOCATES FOR THE INTERVENORS)*

.....  
*This petition coming on for hearing this day, JUSTICE ROHIT ARYA passed the following:*

**ORDER**

This is a Public Interest Litigation preferred at the instance of the resident of District Bhind (M.P.) with the complaint that in Gwalior-Chambal Division illegal nursing colleges are being run detrimental to public health and safety. Therefore, a direction is sought to constitute a committee for inspection of such

illegally running nursing colleges by the regulatory authority i.e. M.P. Nursing Council.

Upon perusal of series of orders passed by this Court and also the Hon'ble Supreme Court, it appears that Nursing Council constituted a committee as per rules for inspection of about 200 nursing colleges throughout State of Madhya Pradesh under the orders of this Court.

A comprehensive report with annexures has been produced before this Court in a sealed cover.

Report has been perused by this Court.

As pointed out by Shri Khedkar, learned counsel appearing on behalf of respondent No.6/M.P. Nursing Council that 70 nursing colleges were found to be lacking in maintenance of standard norms to run such nursing colleges. Therefore, recognition of those colleges has been cancelled. A list of such colleges passed on board is taken on record.

At this Stage Shri Jitendra Kumar Sharma and Shri RBS Tomar, learned counsel appearing on behalf of intervenors, tried to prick holes in the report of the committee disputing conclusions on facts in respect of some of the nursing colleges who are not found to have been meeting criteria to run the same.

We refrain from commenting upon the contentions so advanced. However, intervenors if so advised may approach the competent forum assailing the report prepared, so far as their respective institutions are concerned. Suffice it to say that the M.P. Nursing Council has undertaken a comprehensive exercise in the matter of inspection of about 200 colleges and has taken strict action for cancellation of recognition of such institutions not meeting the standards so fixed, besides proposing action against the concerning Registrar and other committee members responsible for conferring recognition

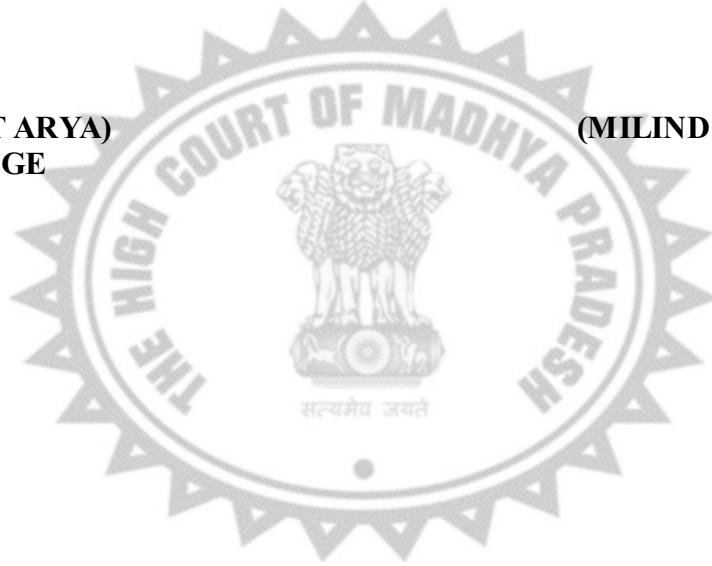
to such institutions at the initial stage. The same is well appreciated as it was indeed necessary in wider public interest.

In view of the aforesaid facts and circumstances, now, no further indulgence is warranted in the instant writ petition; hence, stands disposed of.

The Court Reader is directed to return the inspection report received in this Court, in a sealed covered to Shri Khedkar, learned counsel appearing on behalf of respondent No.6/M.P.Nursing Council for transmission to the concerned authority.

**(ROHIT ARYA)**  
**JUDGE**

pd



**(MILIND RAMESH PHADKE)**  
**JUDGE**