

BY SPEED POST

No.U.12012/170/2015-ME - I
Government of India
Ministry of Health & Family Welfare
(Department of Health& Family Welfare)

Nirman Bhawan, New Delhi
Dated the 30th September, 2015

ORDER

Subject: Renewal of permission by Central Government for admission of 3rd batch (150 seats) of Shridevi Institute of Medical Sciences & Research Hospital, Tumkur, Karnataka for the academic year 2015-16 - reg.

Whereas Shridevi Institute of Medical Sciences & Research Hospital, Tumkur, Karnataka had applied for permission for renewal for admission of 3rd batch (150 seats) for the academic year 2015-16.

2. And whereas the assessment of the College was conducted by the assessors of the MCI on 12th & 13th January, 2015. Further, the Executive Committee of the MCI in its meeting held on 10.02.2015 considered the assessors report and recommended to the Central Government not to renew the permission for admission of 3rd batch (150 seats) of the college for the academic year 2015-16.

3. And whereas as per the provisions in section 10(A)(4) of IMC Act, 1956, an opportunity of personal hearing was granted to the College in the Ministry before the Hearing Committee constituted for the purpose in the matter. The case was referred to MCI for review.

4. And whereas the MCI informed this Ministry that the Executive Committee (EC) of the Council in its meeting held on 29.04.2015 decided to reiterate its earlier decision not to renew the permission for admission of 3rd batch (150 seats) of the College for the academic year 2015-16. This EC decision was conveyed to the Central Government on 11.05.2015, which was accepted and conveyed to the college by the Ministry vide letter dated 15.06.2015.

5. And whereas the institution filed a W.P (C) No. 36810-36811/2015 in the Hon'ble High Court of Karnataka and the Hon'ble High Court in its direction dated 10.09.2015 was pleased to pass the following orders:

“....It is open to the Central Government to call upon them to review their earlier decision in the light of compliance report or send the report of the MCI and the compliance report furnished by the petitioners to any other independent agency”

6. And whereas, the institution was granted hearing on 21.09.2015 at 04:00 PM in the Ministry by the Hearing Committee constituted for this purpose. The Committee after considering the oral and written submission made by the College, recommended to accept the recommendation of MCI. The Central Government accepted the recommendation of Hearing Committee for acceptance of MCI recommendation not to renew the permission for admission of 3rd batch (150 seats) at the institute for the academic year 2015-16. The said decision was conveyed to the College on 23.09.2015.



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7. And whereas, the Hon'ble High Court of Karnataka passed another order on 28.09.2015 in W.P. No.41899-41900/2015. The operative para of the said order is as under:

- I. That the Central Government shall grant provisional permission to the petitioner to conduct the course for the academic year 2015-16, which will be subject to further orders to be passed by us.
- II. That the State Government shall include the name of the petitioner-Institution for Undergraduate Course of the MBBS, so that the petitioner-College could admit students from the Government quota as well as from their quota, which also would be subject to the result of this writ petition.
- III. The Government and the Petitioners shall make it very clear to the students, who are admitted, that their admission is subject to the result of this writ petition.

8. Now therefore, in compliance of direction dated 28.09.2015 passed by Hon'ble High Court of Karnataka in W.P. No.41899-41900/2015, the Central Government has decided to grant provisional permission to the Shridevi Institute of Medical Sciences & Research Hospital, Tumkur, Karnataka to conduct the MBBS Course (3rd batch of 150 MBBS seats) for the academic year 2015-16 subject to following conditions:

- i. the permission is valid for one year and for admitting only one batch during the academic year 2015-16. Admission in next batch of students for the year 2016-17 will be made only after renewal permission of the Central Government.
- ii. admissions made in violation of the above conditions will be treated as irregular and shall be liable for action under IMC Act, 1956 & Regulations made thereunder.
- iii. the Institute/College shall make it clear to the Students, who are admitted, that their admission is subject to the result of the writ petition.
- iv. the aforesaid permission shall be subject to further orders to be passed by the Hon'ble High Court of Karnataka in W.P. No.41899-41900/2015 and SLP, if any filed by MCI in the Hon'ble Supreme Court.



(D.V.K Rao)

Under Secretary to the Govt. of India

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To,

The Principal/Dean,
Shridevi Institute of Medical Sciences & Research Hospital,
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Copy to:

1. The Secretary, Medical Council of India, Pocket-14, Sector-8, Dwarka, New Delhi - 75.
2. Principal Secretary (Health & FW), Department of Health & Family Welfare, Government of Karnataka, Secretariat Building, Bangalore, Karnataka.
3. Registrar, Rajiv Gandhi University of Health Sciences, Bangalore, Karnataka
4. ADG(ME), Dte.GHS, Nirman Bhawan, New Delhi.