

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

I.A.Nos.50, 51, 52, 53, 54, 55,56 of 2014

IN

CIVIL APPEAL NO. 9048 OF 2012

PARSHAVANATH CHARITABLE TRUST & ORS.
...APPELLANTS

VERSUS

ALL INDIA COUNCIL FOR TECHNICAL
EDUCATION & ORS.
...RESPONDENTS

O R D E R

I.A. No. 50/2014 has been filed by the International
Institute

of Technology & Business, Sonapat, Vidyagram, Jhundpur, Sonapat,
Haryana and 32 others seeking their impleadment as party in C.A.

No. 9048/2012 alongwith application seeking
extension of

time/schedule of counselling and admission in
private un-aided

AICTE approved technical colleges imparting teaching of technical
courses for the Academic Sessions 2014-2015.

Similar Application being I.A.No.51/2014 has been filed
by

three institutions Bharat Group of Institution, Sonapat-Gohana and

I.A. No. 52/2014 has been filed by Bells Institute of Management &
Technology & four others.

I.A. No. 54/2014 has been filed for similar relief by
Applied

Signature Not Verified

College of Management and Engineering (ACME), Faridabad, Haryana.

Digitally signed by

Rajni Mukhi

Date: 2014.09.02
15:10:40 IST
Reason:

College,

I.A NO. 55/2014 has been filed by Geeta Engineering

Panipat, Haryana.

I.A. No. 56/2014 has been filed by Shekhawati Institute of Management & Ors.

Another I.A. NO. 53/2014 has been filed on behalf of All India Council for Technical Education [AICTE] seeking exemption from

cutoff date for counselling and admission fixed by final judgment and order dated 13.12.2012 by this Court in C.A. NO. 9048/2012 for counselling and admission of students of Jammu & Kashmir.

Earlier when the matter was taken up by this court on 19th August, 2014 in I.A. No. 50,51 & 52, the following order was passed:

"The petitioners may file an additional affidavit enclosing a chart showing the date they intend to (i) get counselling of students, (ii) admit the students, (iii) start the course, (iv) number of classes to be attended as per law, (iv) the day when the course will be completed as per the norms, (v) the month in which admit card will be issued and (vi) the examination schedule to commence.

Post the matter on 25th August, 2014."

The aforesaid order was passed with a view to know whether the students will suffer if the period of counseling and admission is extended and whether the petitioners will be in a position to complete the sessions within time schedule.

The additional affidavit has been filed on behalf of the Applicant I.A. NO. 50/2014 showing therein details of the existing Academic Calendar Year 2014-2015 which reads as follows :

Start of academic session as per 1st of August (University started No. of Days considering 5 days		
Supreme court	their classes on 19th August	a
week - Holidays*		
	2014)	
Actual date of start of classes	20Th of August	71-06 =
65 teaching days		

Last day of teaching	29th of November
Issue of Admit Card	1st of Dec (Admit card are issued on line)
Preparation Leave for Exam 14 Days	1st Dec - 14th Dec
	th
Start of Semester examination	15 of December 2014
End of Semester examination	10th of Jan 2015
Start of second semester	15th of January 2015

The Applicants have now proposed the academic calendar for admission in their Colleges/Institutions, without loss of teaching days, making Saturdays as teaching days :

Start of academic session of Days considering 6 days	1St of September	No.
		a
week - Holidays*		
Last day of teaching	29th of November	78-
06 = 72 teaching days		
Issue of Admit Card	1St of Dec (Admit card are issued on line)	
Preparation, Leave for Exam Days	1St Dec - 14Th Dec	14
Start of Semester examination	15Th of December 2014	
End of Semester examination	10Th of Jan 2015	
Start of second semester	15Th of January 2015	

The learned counsel appearing on behalf of other applicants and AICTE submits that there is no objection if the Academic Calendar Year proposed by the applicant - International Institute of Technology & Business, Sonapat and others in I.A. No. 50/2014 is allowed. It may be allowed to be applied to other institutions who have filed similar applications.

Having heard the learned counsel for the parties, we direct to implead the applicants as party to C.A. No. 9048/2012, extend the cut-off for counselling and admission as fixed by the final judgment and order dated 13th December, 2012 passed in C.A. NO. 9048/2012 by one week i.e. 5th September, 2014 with clear understanding that they will admit the students and complete the

Session as per the time schedule shown and recorded above.

This extension of time for Counselling and Admission shall be applicable to the Colleges/Institutions who have filed the applications for impleading as the parties to the present appeal and the Colleges and Institutions for whom permission has been sought by AICTE.

All the applications stand disposed of with aforesaid observations.

.....J.
(SUDHANSU JYOTI MUKHOPADHAYA)

.....J.
(PRAFULLA CHANDRA PANT)

NEW DELHI;
AUGUST 29, 2014

ITEM NO.40

COURT NO.5

SECTION IX

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

I.A. 50/2014, I.A. 51/2014, I.A. 52/2014,I.A. 53/2014,I.A.
54/2014,I.A. 55/2014,I.A. 56/2014
in Civil Appeal No(s). 9048/2012

PARSHAVANATH CHARITABLE TRUST & ORS.

Appellant(s)

VERSUS

ALL INDIA COUNCIL FOR TECH.EDU & ORS.

Respondent(s)

(for exemption and impleadment and impleadment as petitioner and
office report)

Date : 29/08/2014 This application was called on for hearing
today.

CORAM :

HON'BLE MR. JUSTICE SUDHANSU JYOTI MUKHOPADHAYA
HON'BLE MR. JUSTICE PRAFULLA CHANDRA PANT

For Appellant(s)

Mr. V.Giri, Sr. Adv.
Mrs. Vibha Dutta Makhija, Sr. Adv.
Mr. Tarjit Singh, Adv.
Mr. Satish Kumar, Adv.

Mr. Jatin Zaveri,Adv.

For Respondent(s)

Mr. Aniruddha P. Mayee,Adv.

Mr. L. Nageswara Rao, ASG
Mr. Amitesh Kumar, Adv.

Mr. Manjit Singh, AAG
Mrs. Vivekta Singh, Adv.
Mrs. Nupur Choudhary, Adv.

Mr. Gopal Singh,Adv.
Mr. Navin Prakash,Adv.
M/s. Lawyer S Knit & Co,Adv.
Mr. Guntur Prabhakar,Adv.

All the applications stand disposed of in terms of the Signed Order.

(Rajni Mukhi)
Sr. P.A.

(Usha Sharma)
Court Master

(Signed Order is placed on the file)