

## (2) Vananchal Educational And Welfare ... vs Union Of India & Ors on 19 July, 2022

**Author: Satish Chandra Sharma**

**Bench: Chief Justice, Subramonium Prasad**

\$~2-5, 9-25, 30, 32-36

\* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ W.P.(C) 4986/2022 & CM APPLs. 14818/2022, 14819/2022

(2) VANANCHAL EDUCATIONAL AND WELFARE TRUST

versus

UNION OF INDIA & ORS.

....

+ W.P.(C) 5325/2022 & CM APPLs. 15890/2022, 17764/2022

(3) MOHAMMAD BILAL & ORS.

..... P

versus

UNION OF INDIA & ORS.

....

+ W.P.(C) 5875/2022 & CM APPLs. 17605/2022, 17606/2022

(4) GURU MISHRI HOMEOPATHIC MEDICAL COLLEGE

..

versus

UNION OF INDIA & ORS.

....

+ W.P.(C) 6289/2022 & CM APPL. 18950/2022

(5) NAIMINATH HOMEOPATHIC MEDICAL COLLEGE HOSPITAL  
AND RESEARCH CENTRE

..... Petiti

versus

UNION OF INDIA & ORS.

....

+ W.P.(C) 4982/2022 & CM APPL. 14811/2022

(9) NIZAMIA UNANI MEDICAL COLLEGE AND HOSPITAL &  
ORS.

..... Petiti

versus

UNION OF INDIA & ORS.

..... Respo

+ W.P.(C) 5652/2022 & CM APPL. 16834/2022

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SINGH KIRMOLIYA

W.P.(C) 4986/2022 etc.

Signing Date:22.07.2022

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(10) SOPHIA HOMOEOPATHIC MEDICAL COLLEGE AND  
RESEARCH INSTITUTE ..... Petitioner

versus  
UNION OF INDIA & ORS. .... Resp

+ W.P.(C) 5664/2022 & CM APPL. 16854/2022  
(11) RAMESHWAR DAS KEDIA HOMOEOPATHY MEDICAL  
COLLEGE AND HOSPITAL ..... Petition

versus  
UNION OF INDIA & ORS. .... Resp

+ W.P.(C) 5676/2022 & CM APPL. 16877/2022  
(12) SRI GANGANAGAR HOMEOPATHIC MEDICAL COLLEGE  
HOSPITAL AND RESEARCH INSTITUTE ..... Petition

versus  
UNION OF INDIA & ORS. .... Resp

+ W.P.(C) 5702/2022 & CM APPL. 17025/2022  
(13) BAKSON HOMOEOPATHIC MEDICAL COLLEGE AND  
HOSPITAL ..... Petition

versus  
UNION OF INDIA & ORS. .... Resp

+ W.P.(C) 5720/2022 & CM APPL. 17088/2022  
(14) G.D. MEMORIAL HOMOEOPATHIC MEDICAL COLLEGE  
AND HOSPITAL ..... Petition

versus  
UNION OF INDIA & ORS. .... Responde

+ W.P.(C) 5874/2022 & CM APPLs. 17599/2022, 17601/2022,  
31598/2022  
(15) HOMEOPATHIC MEDICAL COLLEGE ABOHAR..... Petitioner

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versus  
UNION OF INDIA & ORS. .... Respo

+ W.P.(C) 5963/2022 & CM APPL. 17951/2022  
(16) RAVI KUMAR & ANR. .... Petit

versus  
UNION OF INDIA & ORS. .... Respo

- + W.P.(C) 6250/2022 & CM APPL. 18774/2022  
(17) THE CALCUTTA UNANI MEDICAL COLLEGE AND HOSPITAL  
.....  
versus  
UNION OF INDIA & ORS. .... Respo
- + W.P.(C) 6284/2022 & CM APPL. 18943/2022  
(18) AROGYAM HOMOEOPATHIC MEDICAL COLLEGE AND  
HOSPITAL ..... Petiti  
versus  
UNION OF INDIA & ORS. .... Respo
- + W.P.(C) 6286/2022 & CM APPL. 18946/2022  
(19) DISTRICT HOMOEOPATHIC MEDICAL COLLEGE AND  
HOSPITAL ..... Petiti  
versus  
UNION OF INDIA & ORS. .... Respo
- + W.P.(C) 6434/2022 & CM APPL. 19477/2022  
(20) REHBAR AYURVEDIC AND UNANI TIBBI MEDICAL  
COLLEGE HOSPITAL AND RESEARCH CENTRE..... Petitioner  
versus  
UNION OF INDIA & ORS. .... Responde

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- + W.P.(C) 6468/2022 & CM APPL. 19638/2022  
(21) SOPHIA HOMOEOPATHIC MEDICAL COLLEGE AND  
RESEARCH INSTITUTE ..... Petition  
versus  
UNION OF INDIA & ORS. .... R
- + W.P.(C) 6469/2022 & CM APPL. 19640/2022  
(22) PSPMS MAHILA HOMOEOPATHIC MEDICAL COLLEGE AND  
HOSPITAL ..... Petition  
versus  
UNION OF INDIA & ORS. .... R
- + W.P.(C) 6626/2022 & CM APPLs. 20133/2022, 20135/2022  
(23) MAHALAXMI HOMOEOPATHIC MEDICAL COLLEGE  
HOSPITAL AND RESEARCH CENTER ..... Peti  
versus  
UNION OF INDIA & ORS. .... R
- + W.P.(C) 6628/2022 & CM APPLs. 20137/2022, 20139/2022

(24) LORD MAHAVIRA HOMOEOPATHIC MEDICAL COLLEGE  
AND HOSPITAL

..... Peti

versus

UNION OF INDIA & ORS.

..... R

+ W.P.(C) 6658/2022 & CM APPLs. 20203/2022, 20204/2022

(25) SONAJIRAO KSHIRSAGAR HOMOEOPATHIC MEDICAL  
COLLEGE AND ORS

..... Peti

versus

UNION OF INDIA & ORS.

..... R

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W.P.(C) 4986/2022 etc.

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+ W.P.(C) 451/2022 & CM APPL. 10133/2022

(30) PRIYANSHU UNDAVIYA AND ORS

..... Pet

versus

UNION OF INDIA AND ORS

..... Res

+ W.P.(C) 4625/2022 & CM APPL. 13915/2022

(32) P. D. JAIN HOMOEOPATHIC MEDICAL COLLEGE AND ORS

..... Petition

versus

UNION OF INDIA AND ORS

..... Res

+ W.P.(C) 4626/2022 & CM APPL. 13922/2022

(33) J R KISSAN HOMOEOPATHIC MEDICAL COLLEGE AND  
HOSPITAL

..... Petition

versus

UNION OF INDIA AND ORS.

..... Res

+ W.P.(C) 4627/2022 & CM APPL. 13924/2022

(34) NAIMINATH HOMEOPATHIC MEDICAL COLLEGE HOSPITAL  
AND RESEARCH CENTRE

..... Petition

versus

UNION OF INDIA AND ORS.

..... Res

+ W.P.(C) 4663/2022 & CM APPL. 13985/2022

(35) KISAN DNYANODAY MANDALS HOMEOPATHIC MEDICAL  
COLLEGE AND HOSPITAL AND ANR.

..... Petition

versus

UNION OF INDIA AND ORS.

..... Res

+ W.P.(C) 4978/2022 & CM APPL. 14807/2022

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W.P.(C) 4986/2022 etc.

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(36) KENT HOMOEOPATHIC MEDICAL COLLEGE AND HOSPITAL  
AND ORS. .... Petitioners  
versus  
UNION OF INDIA & ORS. .... Respondents

Memo of Appearance

For the Petitioners:

1. Mr. Siddharth Mittal, Mr. Prabhat Kumar, Ms. Shilpa G  
Mr. Kshitiz Chauhan, Advocates for Item Nos.3 & 20.
2. Mr. Animesh Kumar, Mr. Nishant Kumar, Ms. Anjali Kuma  
Shubhangi Tiwari and Ms. Rushali Agarwal, Advocates in Item  
10, 12, 13, 15, 16, 19, 21, 22, 23, 24, 25, 30, 32, 33, 34
3. Mr. Kundan Kumar Mishra and Mr. Saswat Adhyapale, Adv  
Item Nos.2, 9, 14, 17, 18 & 36.
4. Mr. K. B. Upadhayay, Mr. Shailesh Tiwari, Mr. Pinki T  
Shweta Pandey, Advocates in Item No.11.

For the Respondents:

1. Mr. Thakur Virender, Mr. Pratap Singh Charak, Mr. Shu  
and Mr. Pushpender Singh Charak, Advocate for R-1/UOI.
2. Mr. Sunil Narula, Advocates for R-2 in Item Nos.2, 3,  
22, 23, 24, 25, 30, 32, 33, 34, 35 & 36.
3. Mr. Manish Aggarwal Narain, CGSC with Ms. Rakshita Go  
Mr. Aditya Deshwal, Advocates for UOI in Item No.3.
4. Ms. Monika Arora, CGSC with Mr. Yogesh Panwar, Advoca  
UOI in Item Nos.9, 13, 15, 18, 30, 32, 33 & 34.
5. Ms. Nidhi Banga, Sr. P.C for UOI with Mr. Nishant Kum  
for R-1 in Item No.4.
6. Mr. Kamal Kant Jha, Senior Panel Counsel with Mr. Ani  
Tripathi and Ms. Monika Arora, Advocates for UOI in Item No
7. Ms. Arunima Dwivedi, CGSC with Ms. Ashi Sharma and Mr  
Prakash, Advocates for UOI in Item No.10.
8. Ms. Pratima N. Lakra, CGSC with Mr. Ved Prakash, Advo  
Item No.12.
9. Mr. Ripudaman Bhardwaj, CGSC for UOI with Ms. Aakriti  
Advocate in Item No.14.

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W.P.(C) 4986/2022 etc.

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10. Mr. Shubham Bhalla, Mr. Deepak Samota and Mr. Yajur Bh...
- Advocates for R-4 in Item No.15.
11. Mr. Manish Mohan, CGSC with Ms. Rupali Kapoor, G.P for
- Item No.19.
12. Mr. N. K. Aggarwal, Senior Panel Counsel for UOI in Ite
13. Ms. Nidhi Raman, CGSC for UOI in Item Nos.16 & 25.
14. Mr. Rupali Kapoor, Advocate for UOI in Item No.23.
15. Mr. Vishnu Sharma, Standing Counsel with Mr. Jayant Moh
- Advocate for R-2 in Item No.18.
16. Mr. Niyati Sharma, Government Pleader for R-1 in Item M
17. Mr. Jivesh Kumar Tiwari, SPC with Mr. Prajesh Vikram Sr
- G.P for UOI in Item Nos.21 & 22.
18. Mr. Vineet Dhanda, CGSC with Mr. Abhishek Singh, Advoca
- Item No.23.
19. Mr. Mrinal Elkar and Mr. Abhijeet Pandore, Advocates fo
- Item Nos.10 & 30.
20. Ms. Monika Arora, CGSC with Mr. Abhishek Khanna, G.P in
- Nos.33 & 34.
21. Mr. Anurag Ahluwalia, CGSC with Mr. Abhishek Khanna, G.
- R-1/UOI in Item No.35.
22. Mr. Sanjay Khanna, Ms. Pragya Bhushan, Mr. Karandeep Si
- Mr. Tarandeep Singh, Advocates for National Testing Agency.
23. Ms. Archana Pathak Dave, Mr. Kumar Prashant and Mr. Pra
- Kumar Vishnoi, Advocates for National Commission for Homoeo
- Item Nos.2, 5, 11, 12, 13, 15, 18, 19, 22 & 23.
24. Ms. Archana Pathak Dave, Mr. Kumar Prashant and Mr. Pra
- Kumar Vishnoi, Advocates for NCISM in Item Nos.3, 9, 16, 17
25. Mr. Varun Goel, Advocate for Mr. Hemant Gupta, Advocate
- and R-5 in Item No.16.
26. Mr. Balraj Singh Malik, Advocate for R-5 in Item No.33.
27. Mr. Ajay Digpaul, CGSC with Mr. Kamal Digpaul and Ms. S
- Kwatra, Advocate in Item No.36.

CORAM:

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

ORDER

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19.07.2022

1. Learned counsel appearing for Natio

Homoeopathy in Item Nos.2, 5, 11, 12, 13, 15, 18, 19, 22 & 23 prays for and is granted a week's time

to file a detailed reply.

2. Learned counsel appearing for National Commission for Indian System of Medicine submits that the replies have been filed in Item Nos.3, 9, 16, 17, 20 and 30. However, the same are not on record. Let the same be placed on record before the next date of hearing. Rejoinder, if any, be filed within four weeks thereafter.

3. Learned counsel appearing for Union of India in Item No.10 submits that the reply has been filed. Let the same be placed on record before the next date of hearing. Rejoinder, if any, be filed within four weeks thereafter.

4. Learned counsel appearing for the National Testing Agency in all the cases submits that National Testing Agency (NTA) is only a body which conducts examination and, therefore, no reply is required to be filed.

5. Learned counsel appearing for Union of India in Item Nos.16 and 25 prays for and is granted four weeks' time to file the reply.

6. Learned counsel appearing for the State of Jharkhand in Item No.2 prays for and is granted four weeks' time to file the reply.

7. Learned counsel appearing for Union of India in Item No.2 prays for and is granted four weeks' time to file the reply.

8. Learned counsel appearing for Respondent Nos.4 and 5 in Item No.16 prays for and is granted four weeks' time to file the reply.

9. In all other cases, let the replies be positively filed by all the Respondents within a period of four weeks from today. Rejoinder, if any, be filed within two weeks thereafter.

10. List on 15.09.2022.

11. Interim orders, if any, to continue.

SATISH CHANDRA SHARMA, CJ SUBRAMONIUM PRASAD, J JULY 19, 2022 S. Zakir