

**Minutes of the Admission Regulatory Committee held on 20 October 2014 under the chairmanship of Justice (Retd.) I.S. Israni on the subject of mode of admission of students for admission to BDS UG courses for the academic session 2012-2013**

A meeting of the Admission Regulatory Committee was held on 20<sup>th</sup> October 2014 at 4.00 PM. under the chairmanship of Justice (Retd.) I.S. Israni on the subject of admissions in Dental Colleges by 4 Medical Colleges in academic year 2012-13.

The following members of the Committee were present

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| 1. Sh. J.C.Mohanty Principal Secretary,       | Member Secretary |
| 2. Dr.R.B.Panwar- VC RUHS                     | Member           |
| 3. Dr. Subhash Nepalia - Principal MC, Jaipur | Member           |

Dr. P. K. Gupta- Ex- Dean Medical College, Jhalawar - members could not attend. Apart from this Dr.S.P.Singh Joint Secretary Medical Education, Additional Director ME also attended the meeting as sp. invitees.

Matter of admission taken by 4 dental colleges in 2012 was discussed in detail.

All these four Dental colleges namely (1) Surendra Dental college and Research Institute, Sri Ganganagar (2) Maharaja Ganga Singh Dental college, Sriganganagar (3) Vyas Dental College Jodhpur (4) Eklavya Dental College , Kotputali. got admissions in the said academic year.

As per the decision taken in Admission Regulatory Committee headed by Justice Israni held on 30-8-2014 RUHS was directed to permit students for taking part in examinations and declare results.

Simultaneously committee directed that as these admissions are not as per the directions of Hon'ble Supreme Court a strict action is to be taken against the College and we may write to DCI to stop admission in these colleges for two years.

These colleges represented to the Government for getting relief from the committee looking to the future of the students affected by the decision.



Matter was heard in view of the decisions of Hon'ble High Courts of Punjab, Haryana and Karnataka where such relief has been granted. It was brought in to the notice that the case may be considered that the number of seats was more than the number of candidates and the competition (competitive entrance test) was not required.

The colleges were given opportunity to be presented before Joint Secretary Medical Education on the directions of Principal Secretary Medical Education and Member Secretary. Colleges explained their situation and requested to review the decision taken by the Admission Regulatory Committee.

To review the decision regarding regularization, looking to the future of students and decision of Hon'ble High courts of Punjab, Haryana dated; 27/9/13 in WP 13566-13566 and Hon'ble High Court Karnataka for 24 dental colleges on similar matters.

As per Karnataka High Court Civil writ petition no.51937-51938 dated; /3/4/2014:

*"If the seats available are lesser in number than the aspirants seeking admission against those vacant seats- there can be no doubt that without an entrance test being conducted to gauge the inter-se merit, no admission can be made. However, if the available seats are more than the candidates, who are otherwise eligible for admission, the holding of an entrance test to address their inter-se merit would be unnecessary and meaningless. In that view of the matter the RGUHS having denied approval of the admission of the several student petitioners at a belated point of time of the academic year, only on the ground that such admissions were made without any ranking being assigned to the students, in the absence of an entrance test, does appear to be a 'knee jerk' reaction by RGUHS, as contended by the petitioners, given the ominous words of caution issued to all concerned, in the matter of adhering to admission procedures to professional colleges, by the Apex Court in Priya Gupta's case."*

The Matter presented before the Admission Regulatory committee to review the decision taken on 30/8/2014 in the matter of admissions by the 4 Dental colleges. To amend the earlier decision of the committee dated 30-8-2014, it was discussed that owing to procedural irregularities on the part of college authorities students

should not be penalized as it was the college authorities who failed to inform the department well in advance regarding non-availability of students as they sought permission for relaxation on 23<sup>rd</sup> September where as the last date for admission was 30<sup>th</sup> September. Now the students have already studying and results have been declared for previous year by Rajasthan University of Health Sciences.

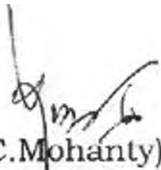
The students shall be permitted for regularization subject to the condition that this decision should not be quoted as precedent for similar cases in future. Hence the RUHS shall be directed accordingly. The private colleges are warned that they will be penalized by de-recognition through recommendation to DCI if such instance is repeated in future.

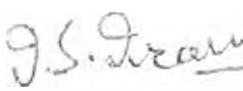
All Private Medical/Dental Colleges and University should ensure strict compliance to the procedures laid down by the law and Medical Council of India. The Private Medical/Dental Colleges will submit the report on examination process and counseling to the State Government and will publish the list of selected candidates.

The Examination procedure will be strictly as per the guidelines laid down in the matter and keeping adequate number of centers with full security. State Government will appoint observers to oversee the process of examination and counseling. The Private medical/dental colleges will provide final list of selected candidates before the start of academic session.

In case the candidates are not available or less than the number of vacant seats. The college concerned will immediately inform the situation to State Government after first counseling with list of the selected candidates. No students shall be admitted without competitive examination only on the basis of marks obtained in qualifying examination (10+2/Board) as there are more than one examination boards in the state.

The meeting ended with the vote of thanks to the chair.

  
(J.C. Mohanty)  
Principal Secretary ME  
Member Secretary

  
(Justice I.S. Israni)  
Chairman