

IN THE HIGH COURT OF KERALA AT ERNAKULAM

Present:

THE HONOURABLE MR. JUSTICE SATHISH NINAN

Wednesday, the 9th day of December 2020/18th Agrahayana, 1942

IA No.3/2020 IN WP(C) No.24864/2020(G)

PETITIONER

NIMMI ALPHONSA JOSEPH, AGED 19 YEARS, D/O. NIRMAL JOSEPH,
ANNA COTTAGE, JAYANTHI ROAD, P.O CHALAD, KANNUR 14.

RESPONDENTS

1. STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, DEPARTMENT OF HEALTH AND FAMILY WELFARE, SECRETARIAT, THIRUVANANTHAPURAM 695 001.
2. DIRECTOR OF MEDICAL EDUCATION, THIRUVANNATHAPURAM 695 001.
3. COMMISSIONER FOR ENTRANCE EXAMINATION, 5TH FLOOR, KSHB BUILDING, SS KOVIL RD, SANTHI NAGAR, THIRUVANANTHAPURAM 695 001.
4. DISTRICT HOSPITAL, AYIKKARA GOVERNMENT HOSPITAL ROAD, KANNUR 670 017.
5. DISTRICT MEDICAL OFFICER, DISTRICT HOSPITAL, AYIKKARA GOVERNMENT HOSPITAL ROAD, KANNUR 670 017.
6. THE ASSESSMENT BOARD FOR ASSESSING DISABILITY, REPRESENTED BY CHAIRPERSON, GOVERNMENT MEDICAL COLLEGE HOSPITAL, PARIYARAM, MEDICAL COLLEGE P.O, KANNUR 670 503.
7. GOVERNMENT MEDICAL COLLEGE HOSPITAL, REPRESENTED BY ITS PRINCIPAL, MEDICAL COLLEGE P.O, THIRUVANANTHAPURAM 695 011.
8. NATIONAL MEDICAL COMMISSION, REPRESENTED BY ITS CHAIRMAN, (FORMERLY MEDICAL COUNCIL OF INDIA) POCKET-14, SECTOR-8 DWARAKA PHASE-1, NEW DELHI 110 077.
9. THE CONVENOR, NEET, CENTRAL BOARD OF SECONDARY EDUCATION, SIKSHA KENDRA, 2-COMMUNITY CENTRE, PREET VIHAR, DELHI 110 092.
10. SENIOR DIRECTOR, NEET (UG) UNIT NTA OF HIGHER EDUCATION, MINISTRY OF HUMAN RESOURCE DEVELOPMENT, GOVERNMENT OF INDIA WEST BLOCK-1, WING NO.6, 2ND FLOOR, R K PURAM, NEW DELHI 110 066.
11. UNION OF INDIA, REPRESENTED BY SECRETARY TO GOVERNMENT, MINISTRY OF HUMAN RESOURCES DEVELOPMENT (DEPARTMENT OF HIGHER EDUCATION) CENTRAL SECRETARIAT, NEW DELHI 110 001.
12. CENTRAL COUNCIL OF HOMOEOPATHY, REPRESENTED BY ITS SECRETARY, JAWAHARLAL NEHRU BHARTIYA CHIKITSAAVUM HOMOEOPATHIC ANUSANDHAN BHAWAN, 61-65, INSTITUTIONAL AREA, OPP. 'D' BLOCK, JANAKPURI, NEW DELHI 110 058.

Application praying that in the circumstances stated in the affidavit filed therewith the High Court be pleased to allow the petitioner to implead "THE ASSESSMENT BOARD FOR ASSESSING DISABILITY, REPRESENTED BY CHAIRPERSON, GOVERNMENT MEDICAL COLLEGE HOSPITAL MEDICAL COLLEGE P.O., THIRUVANANTHAPURAM-695 011" as additional respondent No.13 in the above writ petition in the interest of justice.

This application coming on for orders upon perusing the application and the affidavit filed in support thereof, and this court's order dated 19-11-20 in WP(C) and upon hearing the arguments of M/S MAITREYI SACHIDANANDA HEGDE, Advocate for the petitioner in IA/WP(C), SRI.V.MANU, SENIOR GOVERNMENT PLEADER for R1 to R7(B/o) in IA/WP(C), SHRI.TITUS MANI VETOM, STANDING COUNSEL for R8 (B/o) in IA/WP(C) and of SHRI.P.VIJAYAKUMAR, ASG OF INDIA for R9 to R12(B/o) in IA/WP(C), the court passed the following:

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IN THE HIGH COURT OF KERALA AT ERNAKULAM

present:

THE HONOURABLE MR. JUSTICE SATHISH NINAN

Wednesday, the 9th day of December 2020/18th Agrahayana, 1942

IA No.4/2020 IN WP(C) No.24864/2020(G)

PETITIONER

NIMMI ALPHONSA JOSEPH, AGED 19 YEARS, D/O. NIRMAL JOSEPH,
ANNA COTTAGE, JAYANTHI ROAD, P.O CHALAD, KANNUR 14.

RESPONDENTS

1. STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, DEPARTMENT OF HEALTH AND FAMILY WELFARE, SECRETARIAT, THIRUVANANTHAPURAM 695 001.
2. DIRECTOR OF MEDICAL EDUCATION, THIRUVANNATHAPURAM 695 001.
3. COMMISSIONER FOR ENTRANCE EXAMINATION, 5TH FLOOR, KSHB BUILDING, SS KOVIL RD, SANTHI NAGAR, THIRUVANANTHAPURAM 695 001.
4. DISTRICT HOSPITAL, AYIKKARA GOVERNMENT HOSPITAL ROAD, KANNUR 670 017.
5. DISTRICT MEDICAL OFFICER, REPRESENTED BY MEDICAL OFFICER, DISTRICT HOSPITAL, AYIKKARA GOVERNMENT HOSPITAL ROAD, KANNUR 670 017.
6. THE ASSESSMENT BOARD FOR ASSESSING DISABILITY, REPRESENTED BY CHAIRPERSON, GOVERNMENT MEDICAL COLLEGE HOSPITAL, PARIYARAM, MEDICAL COLLEGE P.O, KANNUR 670 503.
7. GOVERNMENT MEDICAL COLLEGE HOSPITAL, REPRESENTED BY ITS PRINCIPAL, MEDICAL COLLEGE P.O, THIRUVANANTHAPURAM 695 011.
8. NATIONAL MEDICAL COMMISSION, REPRESENTED BY ITS CHAIRMAN, (FORMERLY MEDICAL COUNCIL OF INDIA) POCKET-14, SECTOR-8 DWARAKA PHASE-1, NEW DELHI 110 077.
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10. SENIOR DIRECTOR, NEET (UG) UNIT) NTA OF HIGHER EDUCATION, MINISTRY OF HUMAN RESOURCE DEVELOPMENT, GOVERNMENT OF INDIA WEST BLOCK-1, WING NO.6, 2ND FLOOR, R K PURAM, NEW DELHI 110 066.
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ADDL.R13

- * "THE ASSESSMENT BOARD FOR ASSESSING DISABILITY, REPRESENTED BY CHAIRPERSON, GOVERNMENT MEDICAL COLLEGE HOSPITAL MEDICAL COLLEGE P.O., THIRUVANANTHAPURAM-695 011".
- * IS IMPEADED AS ADDL.R13 AS PER ORDER DATED 09-12-2020 IN IA 3/2020

Application praying that in the circumstances stated in the affidavit filed therewith the High Court be pleased to direct the Medical Board for assessing Disability represented by Chairperson, Government Medical College, Thiruvananthapuram to conduct examination of the petitioner with respect to her disability and assess her disability according to the relevant Rules and Exhibit P14 without advanced low vision aids and with advanced low vision aid, and to issue certificate assessing her disability on 10-12-2020, enabling her to procure admission at Government Homeopathic Medical College, Kozhikode before 12-12-2020.

This application coming on for orders upon perusing the application and the affidavit filed in support thereof, and this court's order dated 19-11-20 in WP(C) and upon hearing the arguments of M/S MAITREYI SACHIDANANDA HEGDE, Advocate for the petitioner in IA/WP(C), SRI.V.MANU, SENIOR GOVERNMENT PLEADER for R1 to R7(B/o) in IA/WP(C), SHRI.TITUS MANI VETOM, STANDING COUNSEL for R8 (B/o) in IA/WP(C) and of SHRI.P.VIJAYAKUMAR, ASG OF INDIA for R9 to R12(B/o) in IA/WP(C), the court passed the following:

O R D E R

There will be a direction to the additional 13th respondent to examine and assess the disability of the petitioner tomorrow 10-12-2020 and issue the certificate tomorrow itself, in accordance with the Homeopathy (Degree Course) Amendment Regulations, 2019.

09-12-2020

Sd/- SATHISH NINAN, JUDGE

/true copy/


ASSISTANT REGISTRAR

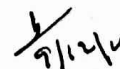

9/12/20

EXHIBIT P14: A COPY OF THE ALLOTMENT MEMO

Smj


09/12/20