

**ORDER SHEET**  
**HIGH COURT OF SINDH, KARACHI**

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C.P. No.D-2877of 2020

<b>Date</b>	<b>Order with signature of Judge</b>
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**Present**

**Mr. Justice Muhammad Ali Mazhar.**

**Mr. Justice Amjad Ali Sahito.**

Kinza Haroon Gill .....Petitioner

Versus

Pakistan Medical & Dental Council,

& others .....Respondents

**Date of hearing 04.02.2021**

Malik Waseem Iqbal advocate for the petitioner.

Mr. Yasir Arafat Jarwar advocate for the PMC.

Dr. Abdul Shakoor, representative of Sir Syed Medical College.

Muhammad Rehan Fahim Lodhi, Administrator, Baqai Medical University.

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**Muhammad Ali Mazhar, J:** The case of the petitioner is that

when she applied for the admission in MBBS, she mentioned different options for the admission in colleges/universities.

According to learned counsel for the petitioner, the name of

Baqai Medical University was placed at serial No.4 and option

for admission in Sir Syed Medical College was at serial No.5.

As per Admitting University Policy, the petitioner was initially

allowed admission in Sir Syed Medical College according to

merits but in the meanwhile the name of the petitioner was

upgraded as per wish and she was allowed admission in

Baqai Medical University. The petitioner has pleaded that

since she has been accorded admission in Sir Syed Medical

College, therefore, she does not want to join Baqai Medical University due to some long distance from her abode.

2. The representative of Sir Syed Medical College clearly stated that after up-gradation, they have already allocated the seat of the petitioner to some other student and they have total 100 number of seats which have already been filled and there is no vacant seat to accommodate the petitioner again. Whereas, the representative of the Baqai Medical University submits that the registration of the petitioner is still intact in Baqai Medical University and they have already intimated her name to PMC (formerly PMDC) for her registration.

3. The representative of the Sir Syed Medical College further stated that there is no vacant position available for the petitioner in their college, however, in compliance of the order passed by a learned Division Bench of this court on 15.06.2020, the petitioner was allowed to continue her classes in Sir Syed Medical College but there is no possibility to allow her to sit in the examination through their college and sending registration to PMC. The representative of the Baqai Medical University submits that according to the prevailing policy of PMC, any student may apply transfer after two years and if petitioner completes two years studies in Baqai Medical University she may apply for transfer in accordance with the Regulations that will be subject to approval of the Sir Syed Medical College or any other college where she will apply. The representative of the Baqai Medical University further submits that they will allow the petitioner

to appear in the examination. Learned counsel for the PMC argued that there is no grievance against the PMC and the matter is entirely between the respondent No. 2 & 3 and they may decide the same in accordance with their own policy. Learned counsel for the petitioner is satisfied with the statement given by the representative of the Baqai Medical University. Petition is disposed of accordingly along with pending application.

JUDGE

JUDGE

Aadil Arab