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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
CNR No. DLHC010382342026
+ **W.P.(C) 14703/2026**
DR. ABHAY VIMAL AND ORSPetitioners

Through: Ms. Tanvi Dubey Mr. Yash Dubey
Mr. Mekala Ganesh Kumar Reddy Mr. Shashank
Tiwari, Advs.

versus

UNION OF INDIA AND ORS.

.....Respondents

Through: Ms. Avshreya Pratap Singh Rudy,
Adv. (CGSC) Ms. Usha Jamnal, Adv. Ms. Nyasa
Sharma, Adv. Mr. Siddhant Nagar, Adv Mr.
Abhinav Mall, Adv Ms. Nishtha dhal, Adv for
R1&2
Mr. Waize Ali Noor Adv. Mr. Mrinal Kumar
Sharma Adv. Mr. Zillur Rahman Adv. for R3

CORAM:
HON'BLE MR. JUSTICE JASMEET SINGH

ORDER
01.10.2026

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1. This is a writ petition filed under Article 226 of the Constitution of India seeking the following prayers:-

“a) Issue a writ of mandamus or any other appropriate writ, order or direction directing the Respondents to permit the Petitioners to withdraw/ resign from their round-2 All, India Quota Super Specialty Seats without levy of seat leaving bond/ penalty and/or debarment; and



b) Issue a writ of mandamus or any other appropriate writ, order or direction, directing the Respondents to direct the Allotted Institutes to release the Petitioners' original documents submitted at the time of verification; and

c) Issue a writ of mandamus or any other appropriate writ, order or direction directing the Respondents that the vacant seats be included in the special stray vacancy round for ALL INDIA COUNSELLING (ALLOTMENT PROCESS) FOR NEET SUPER SPECIALTY COURSES (DM/MCH & DNB SS) – 2025 since the results are not out yet and/or additional seats may be added in the fresh round which can be conducted after the stray round; and

d) Issue a writ of mandamus or any other appropriate writ, order or direction directing the Respondents to refund of the fees deposited by the Petitioners with the respective colleges; and

e) Issue a writ of mandamus or any other appropriate writ permitting the Petitioners to withdraw without any adverse consequences such as seat leaving bond financial penalty or debarment (such as in the case of DrNB). ...”

2. For the reasons stated in the petition, issue notice.
3. Ms. Sharma and Mr. Noor, learned counsels accept notice on behalf of respondent Nos. 1-2, and 3 respectively.
4. The petitioners have appeared in NEET Super Speciality Examination- 2025 and have obtained seats. However, Ms. Dubey, learned



counsel for the petitioner, states that the petitioners are not interested in pursuing the course, as it is demanding and they are unable to cope with the stress, thereby leaving the seats allotted to them vacant.

5. For the aforesaid reasons, the respondents shall ensure that the seats allotted to the petitioners are put up for the stray round of counseling, so that the seats in question (20 number of Super Speciality Doctors) do not go vacant/ waste.

6. The issue regarding the penalty shall be adjudicated upon, as and when the counter affidavits are filed by the learned counsel for the respondents.

7. Let the counters be filed within 4 weeks from today.

8. List on 23.11.2026.

9. *Dasti.*

OCTOBER 1, 2026/AS

JASMEET SINGH, J