

ITEM NO.302

COURT NO.14

SECTION X

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

WRIT PETITION (CIVIL) NO.531/2025

AYESHA JAIN

Petitioners

VERSUS

AMITY UNIVERSITY, NOIDA & ORS.

Respondents

[IA No.104611/2025 - EXEMPTION FROM FILING O.T.]

DATE : 20-11-2025 This matter was heard today.

CORAM : THE HON'BLE JUSTICE AHSANUDDIN AMANULLAH
THE HON'BLE JUSTICE N.V. ANJARIA

For Petitioners Mr. Mohd. Fuzail Khan, AoR

For Respondents Mr. Amitesh Kumar, Adv.
Ms. Priti Kumari, Adv.
Mr. Pankaj Kumar Ray, Adv.
Mr. Abhinav Singh, Adv.
Mr. Shashank Shekhar Singh, AoR

Mr. Parmanand Gaur, AoR
Mr. Vibhav Mishra, Adv.
Ms. Megha Gaur, Adv.

UPON hearing learned counsel, the Court passed the following

O R D E R

Pursuant to our Order dated 14.10.2025, the President, Ritnand Balved Education Foundation and the Vice-Chancellor, Amity University are present before this Court.

2. Affidavits have also been filed on their behalf.

3. Thereon, for the moment, we defer from taking a final call. However, since the issues have now come before this Court, which the present *coram* has also deliberated in detail, in the larger

public interest, it is deemed appropriate to examine the aspects relating to the creation/establishment/setting-up of all private Universities, either under the State Governments/Union Territories or the Central Government, and connected concerns.

4. This Court would like to have details from the Government(s) as to the background/circumstances and under which provisions of law all private/non-government/deemed-to-be Universities came into being and further, what benefits the Government has granted to them, including the stipulations and conditions under which such benefits, both in terms of allotment of land, preferential treatment of any kind and/or other ancillary benefits conferred upon them. The Government(s) shall also furnish details of the memorandum of articles and aims and objectives of the societies/organizations and persons who are actually running/managing/in-control of the said bodies/Universities, whether through an apex body/Managing Committee/Board of Governors, i.e., by whatever nomenclature the top decision-making body is known as also their composition and mode of selection to such bodies which run the institutions. Full details of the concerned personnel connected with the establishment/management of such Universities shall be placed on record.

5. In addition, the Court would require the University Grants Commission¹ to disclose its role *vis-à-vis* such institutions on oath. It is made clear that the affidavit by the UGC shall cover what the statute/policy mandates as also the actual mechanism to monitor/oversee compliance by the institutions.

¹ Abbreviated to 'UGC'.

6. The details shall cover the policy of admission of students, the process of recruitment of academic staff adopted by such Universities, and the regulatory checks that the Government(s) have put in place to ensure that the terms and conditions enjoined upon such institutions, either by way of statute or policy or otherwise, are duly adhered to and the relaxations granted by the concerned Government(s) to the institutions in such matters. The affidavits shall also cover/respond on the following aspects:

(a) Whether such institutions, or at least those of them that claim to, are functioning on the stated/advertised 'no profit, no loss' basis? How and under what authority have the Government(s) enforced this and ensured no diversion of monies towards anything unconnected with the educational institution, including salaries/expenses towards founders/family members and assets acquired by them?

(b) Grievance redressal mechanisms in place, both for students as also faculty/staff?

(c) Whether such institutions are paying the minimum salaries to faculty and staff, as mandated by law?

7. Accordingly, the Government of India through the Cabinet Secretary, all the States and Union Territories (including the National Capital Territory of Delhi) through their Chief Secretaries, and the UGC through its Chairman, be added as party-respondents to this writ petition by the Registry.

8. Notice be issued to the aforesaid newly added respondents/Officers accompanied by a copy of this Order.

9. The Cabinet Secretary to the Government of India and all Chief

Secretaries to the State Governments/Union Territory Administrations shall obtain and collate the information described *supra* from all concerned Ministries/Departments functioning under their jurisdiction and file affidavits personally affirmed by them. The Chairman, UGC will act likewise. There shall not be any delegation of such filings.

10. Further, responsibility for every disclosure and its correctness shall rest with the deponent(s) concerned.

11. If there is any attempt to withhold/suppress/misrepresent/mis-state facts in the affidavits called for, this Court will be compelled to adopt a strict view.

12. List on 08.01.2026 at 03:00PM as part-heard.

13. For the present, personal appearances of the President, Ritnand Balved Education Foundation and the Vice-Chancellor, Amity University stand dispensed with.

(VARSHA MENDIRATTA)
COURT MASTER (SH)

(ANJALI PANWAR)
ASSISTANT REGISTRAR