

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

Civil Writ Petition No. 5352 of 2015

DATE OF DECISION : March 23, 2015

Dr. Arvinder Singh

..... PETITIONER(S)

VERSUS

State of Punjab & ors.

.... RESPONDENT(S)

CORAM : HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Anupam Bhardwaj, Advocate, for the petitioner.

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- 1. Whether Reporters of local newspapers may be allowed to see the judgment? YES/NO**
- 2. To be referred to the Reporter or not? YES/NO**
- 3. Whether the judgment should be reported in the digest? YES/NO**

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ARUN PALLI, J. (Oral)

Writ in the nature of certiorari is prayed for, so as to quash the proceedings of the Departmental Promotion Committee dated 21.02.2015 (Annexure P-5), as a result whereof, the petitioner, despite being fully eligible in terms of the Medical Council of India Rules, has been kept out of the zone of consideration, for promotion to the post of Professor. It is

averred that the doctors, who are not even eligible, in terms of the Medical Council of India Rules, are kept in the zone of consideration and, so much so, Dr. Gurvinderbir Singh, Assistant Professor, Radio Diagnosis, Medical College, Amritsar, despite being junior to the petitioner, is also kept within the zone of consideration for promotion. It is maintained that prior to the institution of this petition, petitioner had even represented to respondent No.2, vide a detailed representation dated 26.02.2015 (Annexure P-7), but the same is still pending consideration, as no formal order thereon has yet been passed.

Learned counsel for the petitioner submits that let this petition, at this stage, be disposed of with a direction to the respondents to consider and decide the representation of the petitioner within a stipulated period of time, as the Departmental Promotion Committee is expected to be convened shortly.

That being so, and without expressing any opinion on merits, this petition is disposed of with a direction to respondent No.2 to consider and decide the claim of the petitioner, as set out in representation dated 26.02.2015 (Annexure P-7), strictly in accordance with law, within a period of two months from the date of receipt of certified copy of this order.

Needless to assert, a comprehensive order shall be passed, assigning reasons in support of the decision arrived at.

MARCH 23, 2015
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(ARUN PALLI)
JUDGE