

In the High Court of Punjab and Haryana at Chandigarh.

**CWP No 26260 of 2015
Decided on 19.5.2016**

Harjit Kaur and another

--Petitioners

Vs.

Punjab Nurses Registration Council and others

--Respondents

CORAM: HON'BLE MR.JUSTICE RAKESH KUMAR JAIN

Present: Mr. J.S.Dahiya, Advocate, for the petitioners

Mr. J.S.Rattu, Advocate, for respondent No.1.

Mr.Suresh Singla, Addl.A.G. Punjab.

Mr.APS Rehan, Advocate, for respondent No.3

Rakesh Kumar Jain,J: (Oral)

This petition is filed by the two petitioners who had to appear in the 2nd year examination of GNM for which they were not issued Roll Numbers by the respondents.

The prayer was initially made for a direction to respondent Nos.1 and 2 to issue the Roll Numbers to the petitioners and further allow them to sit in the examination of 2nd Year which was scheduled to be held

on 17.12.2015.

On 17.12.2015, following order was passed by this Court:-

“Notice of motion for 20.1.2016.

Mr.R.S.Sidhu,Assistant Advocate General, Punjab and Mr. J.S.Rattu,Advocate accept notice on behalf of the respondent no.1 and 2 respectively and prays for some time to file reply.

Let the needful be done before the next date.

Requisite copies of the writ petition be supplied to the counsel for the respondents during course of the day.

Counsel for the petitioners submits that the petitioners have attended the classes and they have also been issued roll numbers by respondent No.1, but it is respondent No.3-institute which is creating difficulty and not permitting the petitioners to sit in the examination by asking for additional fee.

Mr.J.S.Rattu, counsel confirms the said fact on instructions from the Registrar of respondentno.2-Director, Punjab Nurses Registration, Chandigarh.

Accordingly, the petitioners are permitted to sit in the forthcoming examination of 2nd Year GNM (General Nursing & Midwifery) Course which commenced from today.

Respondent No.3 shall ensure the compliance of order of this Court and shall not create any difficulty in permitting the petitioners to sit in the aforesaid examination.

Copy of this order be supplied to the counsel for the petitioners under the signature of the Special Secretary of this Court”.

It is submitted by learned counsel for the petitioners that since the order was passed on the same date when the petitioners had to appear in the examination and copy could not be obtained in time as the examination

was to take place between 10.00 a.m to 1.00 p.m, therefore, the petitioners missed that examination. Prayer of the learned counsel for the petitioners is that the said examination is now scheduled to be held on 27.5.2016 in which they may be permitted to sit.

Learned counsel for respondent No.1 submits that he has no objection if the petitioners are allowed to sit in the said examination provided their forms/applications are processed through respondent No.3 (College).

Learned counsel for the College submits that he has no objection in submitting the forms by the petitioners along-with the requisite fee to respondent No.1.

In view of the aforesaid, this petition is disposed of with a direction to the petitioners to submit their forms along-with the requisite fee to respondent No.3- College forthwith, which shall further send the same to respondent No.1 immediately and respondent No.1 shall issue the Roll Numbers to the petitioners enabling them to appear in the said examination which is scheduled to be held on 27.5.2016.

At this stage, learned counsel for the petitioners has submitted that the petitioners have already submitted their application forms and the requisite fee to the Panjab University, which is disputed by its counsel.

Be that as it may, the petitioner shall have their other remedy to recover the fee if they have already given to the council, but in order to take the examination which is scheduled to be held on 27.5.2016, they are suppose to submit the requisite fee to the College which shall be sent by the College to the Council-respondent No.1.

It is needless to mention that since the examination is scheduled

to be held on 27.5.2016, all the parties shall act swiftly.

A copy of this order be given to learned counsel for the parties
under the signatures of Bench Secretary.

19.5.2016
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(Rakesh Kumar Jain)
Judge