

Sr.No.218+227

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CWP No. 13739 of 2016(O&M)
Date of decision:10.03.2017**

Amandeep Kaur and others

.....Petitioners

versus

State of Punjab and others

.....Respondents

CWP No. 22214 of 2016

Sharanpreet Singh and another

.....Petitioners

versus

State of Punjab and others

.....Respondents

Coram: Hon'ble Mr.Justice Rakesh Kumar Jain

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

Mr. Suresh Singla, Addl.AG,Punjab.

Mr. J.S.Rattu, Advocate
for respondent No. 2.

Mr. Munish Jolly, Advocate
for respondent No. 3.

Mr. APS Rehan, Advocate and
Mr. Amit Rao, Advocate
for respondent No. 4.

Rakesh Kumar Jain, J.(Oral)

This order shall dispose of two writ petitions bearing CWP No.13739 of 2016(Ist petition) and CWP No.22214 of 2016(IIInd petition).
by a common order because the issue involved in both the cases is identical.

The petitioners in both the cases are seeking migration from their present institute, namely, Pristine Institute of Nursing which is arrayed

as respondent No. 4 in both the petitions.

Counsel for the Punjab Nurses Registration Council(respondent No.2) has made a statement at the bar that the council would consider the request of the petitioners in both the petition(s) for migration to other institute(s) provided the institute in which the petitioners of both the petitions are presently studying, namely, respondent No.4 and documents if any, in possession of respondent No. 4 are also handed over to respondent No.2 and an undertaking is given by respondent No. 4 to pay the fee, if any charged, to the institute to which the petitioners would be migrated. Otherwise, the petitioners have to pay fee to the institute to which they would be migrated for the next session.

Counsel for respondent No. 2 has submitted that the documents if any, in possession of respondent No. 4 shall be handed over to the petitioner against receipt.

Learned counsel appearing on behalf of the petitioner(s) has submitted that necessary direction may be issued to respondent No. 2 to pass the order of migration as early as possible and further they may be directed to migrate the petitioner(s) near to the area of their residences.

Counsel for respondent No. 2 has submitted that this aspect of the matter shall be considered by the council at the time of passing of necessary orders.

In view thereof, the present petitions are hereby disposed of with a direction to respondent No. 4 to handover the complete attendance of the petitioners of both the petitions to respondent No. 2 and documents of the petitioners to them against receipt and the petitioners are further

directed to pay the fee of the next session to the institute to which they would be migrated by council/respondent no. 2. The entire exercise shall be carried out by respondent No. 2 within a period of two months from the date of receipt of certified copy of this order. The petitioners shall also submit the examination forms through new institute to the council which shall be accepted by the council.

Counsel for the petitioners has further submitted that the petitioners have suffered a lot of harassment at the hands of the respondents, therefore, they are entitled to compensation. This issue cannot be decided by this Court without evidence but the petitioners are allowed to raise this issue before the appropriate forum in accordance with law.

10th March, 2017

Shivani Kaushik

**[Rakesh Kumar Jain]
Judge**

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No