

120-A

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

**Civil Writ Petition No. 17426 of 2018 (O&M)
Date of Decision: 01.08.2018**

Surjit Singh

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Pawan Kumar Goklaney, Advocate
for the petitioner.

JASWANT SINGH, J. (ORAL)

Petitioner (Surjit Singh) was appointed vide appointment letter dated 21.10.2014 (**Annexure P-6**) on the post of 'Head Master' on contract basis under the Rashtriya Madhyamik Shiksha Abhiyan Authority, Punjab (in short 'the RMSA') in the schools covered under the project. Since the petitioner prior to his aforesaid direct appointment had worked as 'JBT Teacher' w.e.f. 26.12.2001 and subsequently promoted/joined as 'Hindi Master' w.e.f. 31.05.2006 with the Education Department, Punjab, till his resignation in October 2014, a prayer has been made in the present writ petition for directing the Education Department, Punjab to grant “No Objection Certificate/No Due Certificate”.

Without issuing notice to the respondent-Education Department, Punjab, Mr. Anupam Singla, Panel Advocate for RMSA, was requested to apprise the Court with regard to insistence for submission of the “No Objection Certificate/No Due Certificate” by the petitioner and such like employees.

At the time of resumed hearing today, Mr. Anupam Singla, Counsel for RMSA, submits that keeping in view the nature of appointment of the petitioner and others, there was/is no requirement of furnishing “No Objection Certificate/No Due Certificate” from the previous employer.

In view of the stand of the counsel for RMSA, counsel for the petitioner submits that no further adjudication is required in the present writ petition and the same is liable to be dismissed.

Dismissed.

The authority-RMSA shall be bound by its stand as taken aforesaid.

August 01, 2018

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**(JASWANT SINGH)
JUDGE**

<i>Whether Speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>