

109 (2 cases)

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

LPA No.2127 of 2017 (O&M) in
CWP No.10547 of 2017.
Date of Decision:- 07.02.2018.

State of Haryana and others

...Appellants

Versus

Dr. Vikram Kala and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE RAJESH BINDAL
HON'BLE MR. JUSTICE B.S. WALIA**

Present:- Mr. Samarth Sagar, Addl. AG, Haryana.

Rajesh Bindal, J.

This order shall dispose of two appeals bearing LPA Nos.2127 and 2155 of 2017, as common question of law and facts are involved.

2. The appeals have arisen out of a common order passed by the learned Single Judge, whereby the writ petitions were allowed.

3. The only relief claimed by the writ petitioners was that they be issued 'No Objection Certificate' for submitting applications for the posts of Professor/Associate Professor in Kalpana Chawla Govt. Medical College, Karnal. They were already working in BPS Govt. Medical College for Women, Khanpur Kalan, District Sonapat. It remained undisputed that there was no condition as such in the appointment letters of the writ petitioners that they will not be issued any 'No Objection Certificate' for availing better employment opportunities. In absence thereof, they cannot be denied issuance of 'No Objection Certificate', in case, they want to seek better employment opportunities.

4. There is no error in the order passed by the learned Single Judge. The appeal is accordingly dismissed.

5. Before parting with the order, we are constrained to observe that appeals with hardly any merit are being filed by the State without any delay, whereas appeals where there is some merit are being filed with huge delay. Authorities need to consider this aspect of the matter.

(Rajesh Bindal)
Judge

(B.S. Walia)
Judge

07.02.2018.
rajesh.k.khurana

Whether speaking /reasoned : Yes / No
Whether Reportable : Yes / No