

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

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CWP No.31872 of 2019
Date of Decision : 04.11.2019

Ria Mittal and others

....Petitioners

v/s

State of Punjab and others

....Respondents

Coram : Hon'ble Mr. Justice B.S. Walia

Present: None.

B.S. Walia, J. (Oral).

[1] Prayer in the writ petition is for the issuance of a writ of Mandamus for directing the respondents to pay stipend to the petitioners @ ₹9,000/- per month on account of internship for the final year of MBBS as also interest @ 24% per annum on said amount with effect from the date the stipend amount became due till date of actual payment.

[2] A perusal of the writ petition reveals that the petitioners were initially admitted in MBBS Course in Gian Sagar Medical College, Banur, Rajpura, District Patiala. However, due to closure of the said college, the petitioners along with other candidates were shifted to Govt. Medical College, Patiala pursuant to the orders of this Court in CWP No.7647 of 2017 in case titled as '**Raghav Mittal and others** versus **State of Punjab and others**'.

[3] Plea in the writ petition is that the petitioners are entitled to payment of stipend @ ₹9,000/- per month as per the Medical Council of

India Regulations during the internship period in the final year of MBBS Course and that although the petitioners have already completed their MBBS Course, stipend as admissible has not been paid till date, despite the petitioners having served legal notice-cum-representation (Annexure P/3) dated 30.09.2019 on respondent Nos.2 to 4.

[4] Vide order dated 29.10.2019, CWP No.31139 of 2019 in case titled as “Amit Kumar and others versus State of Punjab and others” involving identical point in issue was disposed of by directing respondent No.2 to consider and decide the legal notice-cum-representation dated 30.09.2019 vis-à-vis the claim of the petitioners for payment of stipend @ ₹9,000/- per month on account of internship in the final year of MBBS Course in accordance with the rules & regulations applicable.

[5] Since the claim in the instant writ petition is identical to the claim in the aforementioned writ petition, therefore, I am of the view that the writ petition can be disposed of by directing respondent No.2 to consider and decide the legal notice-cum-representation (Annexure P/3) dated 30.09.2019.

[6] In the light of the position as noted above, the writ petition is disposed of by directing respondent No.2 to consider and decide the legal notice-cum-representation (Annexure P/3) dated 30.09.2019 viz. a viz. the claim of the petitioners for payment of stipend @ ₹9,000/- per month on account of internship in the final year of MBBS Course in accordance with the rules & regulations applicable as expeditiously as possible, preferably within a period of 04 weeks from the date of receipt of certified copy of this order along with copy of the representation

found entitled to payment of stipend @ ₹9,000/- per month as per rules & regulations applicable, then the same be released to the petitioners within a period of 04 weeks thereafter, failing which, the same shall be payable along with interest @ 7.5% per annum with effect from the date of entitlement till date of payment.

[7] Writ petition ***disposed of*** in aforementioned terms.

(B.S. Walia)
Judge

November 04, 2019

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Whether speaking/reasoned	: Yes/No
Whether reportable	: Yes/No