

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

277 (02 cases)

(1) CWP-18241-2021

Dr. Aarushi Chaudhary

...Petitioner

Versus

State of Haryann and others

...Respondents

(2) CWP-26730-2021

Dr. Aarushi Chaudhary

...Petitioner

Versus

State of Haryann and others

...Respondents

Date of Decision:-24.08.2022

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Ravinder Malik, (Ravi), Advocate for the petitioner.

Mr. Sandeep Singh Mann, Addl. A.G. Haryana.

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Harsimran Singh Sethi, J. (Oral)

By this common order, above mentioned two writ petitions are being disposed off as both the petitions involve same question of law.

In the present writ petition, the grievance of the petitioner is that she was not being issued requisite experience certificate describing the petitioner as Senior Resident working in the Department of Obstetrics and Gynecology so that the petitioner could apply for the post of Assistant

Professor (Medical) in pursuance to advertisement No.3, copy of which has been appended with the present petition as Annexure P/12.

As per the petitioner, the petitioner was discharging duties of the Senior Resident since 19.02.2019 and is entitled for the grant of certificate so as to enable her to compete for the post of Assistant professor as advertised vide advertisement Annexure P/12.

After notice of motion, the respondents have filed reply, wherein, it has been mentioned that the case of the petitioner, keeping in view the documents already submitted alongwith the application form, was considered for appointment to the post of Assistant Professor and she has already been selected by the Selection Committee for the said post and an offer of appointment has already been extended to her in April, 2022, which stands accepted by the petitioner and she is working as such now hence, the present petitions have been rendered infructuous and may be disposed of as such. It has further been mentioned in the reply that another experience certificate dated 07.07.2022, copy of which has been appended with the reply as Annexure R-11, has already been issued to the petitioner describing the duties being performed by the petitioner so as to do away with the apprehension, which the petitioner has in her mind hence, the grievance as raised by the petitioner in the present writ petitions stands redressed.

In the present petition the grievance of the petitioner is with regard to issuance of experience certificate in a particular manner but, the certificate, which the petitioner already had, which was appended alongwith the application form, has already been found suitable by the respondents for the reason that the petitioner has already been selected and appointed as of

now. That being so, apprehension of the petitioner that the appointment is provisional is without any basis. Further, a fresh experience certificate has already been issued to the petitioner, which has been appended with the reply as Annexure R-11, which is according to the wishes of the petitioner. That being so, once the petitioner has already been appointed and is working as Assistant Professor, no further orders are required to be passed in the present petitions and the same are disposed off as such.

In order to do away with the apprehension of the petitioner, in case, the petitioner feels prejudice henceforth, in any manner, she will be at liberty to approach this Court again.

A photocopy of this order be placed on the file of connected cases.

August 24, 2022
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(HARSIMRAN SINGH SETHI)
JUDGE

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