

122

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

CWP-4084-2023

Date of decision : 28.02.2023

Dr. Aabha Jhanji

...Petitioner

Versus

The Principal Secretary to Government of Punjab and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE VIKAS BAHL**

Present: Mr. Mukesh Arora, Advocate for the petitioner.

Mr. Ferry Sofat, Addl. A.G. Punjab  
for respondent Nos.1 and 2.

\*\*\*\*\*

**VIKAS BAHL, J. (ORAL)**

This is a Civil Writ Petition filed under Article 226 of the Constitution of India for issuance of a writ in the nature of certiorari for quashing the order dated 04.08.2021 (Annexure P-5) and with further prayer for issuance of a writ in the nature of mandamus directing the respondents to pay the stipend to the petitioner at par with the other Medical Postgraduate students as per provision of Section 14 of the Indian Medicine Central Council (Postgraduate Ayurveda Education) Regulations, 2005 (Annexure P-1) and Section 15 of the Indian Medical Central Council (Postgraduate Ayurveda Education) Regulations, 2016 (Annexure P-2) and also in accordance with Section 13.3 of the Postgraduate Medical Education Regulations, 2000 (Annexure P-3).

Learned counsel for the petitioner has submitted that for the grievances raised by the petitioner, the petitioner had given a legal notice dated 22.12.2022 (Annexure P-12) to the respondents including respondent No.2-Director, Department of Research and Medical Education, Punjab and has further submitted that the petitioner would be satisfied in case, respondent No.2 takes a decision on legal notice dated 22.12.2022 (Annexure P-12) in accordance with law and in case, respondent No.2 comes to the conclusion that any amount is due to the petitioner then the same be released to the petitioner.

Learned State Counsel appearing on behalf of respondent Nos.1 and 2 has submitted that respondent No.2 would consider legal notice dated 22.12.2022 (Annexure P-12) in accordance with law and in case, respondent No.2 comes to the conclusion that any amount is due to the petitioner then the same would be released in accordance with law.

Keeping in view the abovesaid facts and circumstances, the present Civil Writ Petition is disposed of with directions to respondent No.2 to consider and decide the legal notice dated 22.12.2022 (Annexure P-12) as expeditiously as possible preferably within a period of six weeks from the date of receipt of certified copy of the present order and in case, respondent No.2 comes to the conclusion that any amount is due to the petitioner then the same be released as expeditiously as possible.

**28.02.2023***Pawan***(VIKAS BAHL)  
JUDGE****Whether speaking/reasoned:-****Yes/No****Whether reportable:-****Yes/No**