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

CWP-17153-2023

Date of decision: 08.08.2023

Dr. Isha Arora

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Karan Bansal, Advocate for the petitioner.

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

VIKAS BAHL, J. (ORAL)

1. This is a Civil Writ Petition under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus directing the official respondents to release/return the academic documents along with No Objection Certificate (NOC) to enable the petitioner to participate in the counselling for NEET PG Test-2023 which is scheduled in the month of August, 2023 in light of the law laid down by a Coordinate Bench of this Court in **CWP-10671-2022 titled as Monika versus Pt. B.D. Sharma University of Health Sciences, Rohtak and others, decided on 08.08.2022.**

2. Learned counsel for the petitioner has submitted that as per the Notification dated 14.02.2020 (Annexure P-13), for any dispute arising out

of the said notification or the admissions under Notification, the Administrative Secretary, Department of Medical Education and Research, Government of Punjab shall be the competent authority to resolve the issue and the said decision would be final. It is further submitted that the case of the present petitioner is covered by the judgment passed in the case of *Monika* (Supra) and has submitted that the petitioner would submit a representation to the said Administrative Secretary uptill 10.08.2023 and has prayed that the same be considered by the Administrative Secretary as expeditiously as possible preferably before 17.08.2023 as the petitioner requires the documents for participating in the counselling conducted for NEET PG Test-2023.

3. Learned State Counsel has submitted that in case, the representation is filed by the petitioner before the Administrative Secretary on or before 10.08.2023 then the Administrative Secretary would consider the same as expeditiously as possible preferably upto 17.08.2023.

4. Keeping in view the abovesaid facts and circumstances, the present Civil Writ Petition is disposed of with the following directions:-

- (i) The petitioner would submit a detailed representation to the Administrative Secretary, Department of Medical Education and Research, Government of Punjab detailing his grievance upto 10.08.2023.
- (ii) In case, the same is done uptill the above said date, the abovesaid Administrative Secretary would consider the said representation upto 17.08.2023 and in case, the pleas raised by the petitioner are found to be meritorious then he would also grant necessary relief to the

petitioner as expeditiously as possible. In case, the pleas raised by the petitioner are not found to be meritorious then the said authority would pass a speaking order rejecting the claim of the petitioner before 25.08.2023.

5. This Court has not opined on the merits of the case and the said Administrative Secretary would consider the case of the petitioner independently and in accordance with law.

08.08.2023
Pawan

(VIKAS BAHL)
JUDGE

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