

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

114(2)

CWP No.6004 of 2017 (O&M)
Date of Order:19.05.2023

Babaldeep Kaur

.Petitioner

Versus

State of Punjab and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. R.S.Bajaj, Advocate
for the petitioner.

Mr. Vikas Arora, AAG, Punjab

ANIL KSHETARPAL, J

The learned counsel representing the petitioner contends that an identical issue has been decided in Amanjot Kaur vs. State of Punjab and others (Civil Writ Petition No.25956 of 2016 and other connected cases, decided on 15.05.2023), which reads as under:-

“1. By this order, a batch of five Civil Writ Petitions i.e CWP-25956-2016, 14252-2017, 25241-2016, 7614-2017 and 5270-2017 shall stand disposed of.

2. The petitioners pray for issuance of a writ in the nature of Mandamus to direct respondent no.1 and 2 to consider and appoint them as the Staff Nurse in the General category. In the recruitment notice, it was provided that the candidate should be registered with the Punjab Nursing Registration Council established under the Punjab Nurses Registration Act, 1932, before the cut off date i.e 19.09.2016. Admittedly, none of the petitioners was registered under the Punjab Nursing Registration Council before the cut off date. In fact, the aforesaid issue is squarely covered against the

petitioners in view of the judgment passed in 'Anjana Bhaskar vs. State of Punjab and others' CWP-444-2017 decided on 18.03.2019.

3. *Learned counsel representing the petitioners contends that the petitioners are registered in the Registration Councils of various other States but respondents are refusing to consider them for appointment.*

Clause (iv) of the recruitment notice reads as under:-

“Should be registered with the Punjab Nursing Registration Council established under the Punjab Nurses Registration Act, 1932 (Punjab Act No.1 of 1932) which may be amended from time to time.”

4. *Once in the recruitment notice it was made a necessary condition that the candidate must be registered with the Punjab Nursing Registration Council before the cut off date, the petitioners have no substantial case.*

5. *In CWP-7614-2019, the learned counsel representing the petitioner contends that initially the petitioner was registered with the Punjab Nursing Registration Council, however, she shifted her registration to Himachal Pradesh. Subsequently, she again applied for registration in Punjab on 19.04.2016 but the Nursing Council did not register her name before the cut off date. It may be noted here that the Punjab Nursing Registration Council is an autonomous body and inaction on the part of the will not come to the rescue of the petitioner.*

6. *In view of the aforesaid facts, no ground to issue the writ, as prayed for, is made out.*

- 7. *Hence, dismissed.*
- 8. *All the pending miscellaneous applications, if any, are also disposed of.*

In view of the aforesaid facts, the writ petition is dismissed in the same terms.

All the pending miscellaneous applications, if any, are also disposed of.

May 19, 2023
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(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned :YES/NO
Whether reportable :YES/NO