

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

(121)

CWP-21132-2023

Date of Decision : September 21, 2023

Dr. Keerti Gupta

.. Petitioner

Versus

State of Haryana and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Vikas Garg, Advocate, for the petitioner.

Mr. Pankaj Middha, Addl. Advocate General, Haryana.

Mr. Saurabh Singh, Advocate, for

Ms. Sehaj Sandhawalia, Advocate, for respondent No.3.

HARSIMRAN SINGH SETHI J. (ORAL)

1. In the present writ petition, the claim of the petitioner is that respondent No.2 be directed to issue “No Objection Certificate” to the petitioner for competing for the post of Senior Residency in the Department of Biochemistry, which posts have been advertised by the respondents vide Advertisement No. UHSR/Rectt/2023/02 (Annexure P-1).

2. Learned counsel for the petitioner submits that interview for the post in question is scheduled to be held on 22.09.2023 and as the petitioner has qualified to be called for interview but non-grant of “No Objection Certificate” will create hindrance for the petitioner to further compete for the post in question.

3. Learned counsel for the petitioner further submits that in case the petitioner is selected for the post in question, the petitioner will abide by the bond conditions which she has already filled up with the respondent-

State upon joining as Medical Officer before joining the post of Senior

Residency.

4. Notice of motion.

5. Mr. Pankaj Middha, learned Addl. Advocate General, Haryana, who is present in the Court, accepts notice on behalf of the respondent-State and Mr. Saurabh Singh, Advocate, who is also present in the Court, accepts notice on behalf of respondent No.3.

6. Learned State counsel submits that in case the petitioner undertakes to abide by the conditions of the bond in case she is selected for the post in question before joining the said post, the Department will not create hindrance for the petitioner to compete for the post of Senior Residency in the Department of Biochemistry as advertised in the Advertisement Annexure P-1.

7. Keeping in view the above, the present petition is disposed of with a direction to respondent No.2 to issue No Objection Certificate to the petitioner so as to allow to further compete for the post of Senior Residency in the Department of Biochemistry in pursuance to the Advertisement Annexure P-1 and the Department will be free to impose appropriate conditions qua the bond which the petitioner has filled up while granting the said "No Objection Certificate" and the Department will be at liberty to invoke the bond in case the petitioner intends to join the new post and the said action of the petitioner violate the terms and conditions of the bond which the petitioner has already submitted with the respondents.

8. The present petition is disposed of in above terms.

September 21, 2023

harsha

(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No