

**HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

FRIDAY, THE TENTH DAY OF APRIL
TWO THOUSAND AND TWENTY SIX

:PRESENT:

**THE HONOURABLE SRI JUSTICE P.SAM KOSHY
AND
THE HONOURABLE SRI JUSTICE NARSING RAO NANDIKONDA**

WRIT PETITION NO: 10934 OF 2026

Between:

Dr. Sudeep Veer, S/o. M. Sambasiva Reddy.

Petitioner

AND

1. The Union of India, Ministry of Railways Rep. by its General Manager South Central Railway , Rail Nilayam Secunderabad - 500 003.
2. The Principal Chief Personnel Officer. HQs Office , Rail Nilayam, 4th Floor South Central Railway , Secunderabad - 500 003.
3. The Principal Chief Medical Director, South Central Railway HQ's, Rail Nilayam, Secunderabad- 500 003.
4. The Chief Medical Superentendent, Nanded Division, Divisional Railway Hospital, Nanded, South Central Railway

Respondents

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue Writ or order or direction more particularly one in the nature of Writ of Certiorari calling for the records in OA 381 of 2026 on the file of the Honourable Central Admn Tribunal, Hyderabad Bench and declare the action of the respondents 1 and 2 in not granting No Objection Certificate (NOC) and Extraordinary Leave (EOL) to the petitioner to pursue Super Speciality Course in DM (Neurology) , NEET SS - 2025 as arbitrary, illegal , discrimination and violation of Railway Boards Lr No 2022/E (GR) II/1/1, dated. 06/02/2023 and violation of petitioner's fundamental rights guaranteed under Article 14 and 21 of the Constitution of India.

IA NO: 1 OF 2026

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the writ petition. the High Court may be pleased to direct the respondents 1 and 2 to consider the petitioner request for granting No Objection Certificate (NOC) and Extraordinary Leave (EOL) to pursue Super Specialty Course in DM (Neurology) NEET SS - 2025 forthwith and pass such other order or orders in the interest of justice, pending disposal of WP 10934 of 2026, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of SRI K. SUDHAKAR REDDY Advocate for the Petitioner and SRI N BHUJANGA RAO DEPUTY SOLICITOR GENERAL OF INDIA for the Respondents, the Court made the following.

ORDER:

The instant writ petition has been filed being aggrieved by the order of the Central Administrative Tribunal, Hyderabad Bench while taking up O.A.No.381 of 2026 filed by the petitioner dated 07.04.2026.

Vide the said order, the Central Administrative Tribunal has not granted an interim protection to the petitioner so far as ordering the respondents to grant extraordinary leave enabling him to join the super-speciality course i.e., DM (Neurology) where the petitioner has been allocated to Sanjay Gandhi Post Graduation Institute of Medical Science, Raibareli, Lucknow.

The petitioner has been successful in getting admission in the said institute where the first round of counselling that has convened on 17.03.2026. However, on account of the order dated 30.03.2026 passed by respondent No.2, the petitioner has been denied of granting No Objection Certificate so also granting of Extraordinary leave.

It is pertinent at this juncture, to refer to the judgment of the Hon'ble Supreme Court recently passed in somewhat similar circumstances i.e., in the case of *Dr.Rohit Kumar v. Secretary, Office of Lt.Governor of Delhi* in C.A.No.2739 of 2021 arising out of SLP(C) No.3824 of 2021 wherein the Hon'ble Supreme Court has encouraged granting of such extraordinary leave for super-specialty courses on the ground that ultimately the course which the candidate would pursue be also more beneficial so far as employer is concerned where this specialized candidate can be used for the benefit of the general public or the people associated with the respondents in this case.

Given the said judgment of the Hon'ble Supreme Court, *prima facie*, we are of the view that the order passed by the respondent No.2 refusing to grant extraordinary leave seems to be too harsh a decision and in any case is ultimately going to be detrimental to the respondents inasmuch as in the long run deprived of having super-specialized Doctor particularly in DM (Neurology) which is a very sought after course in this era. Moreover, we do not find *prima facie* any rule denying a candidate study leave more than once. From the documents available, it appears that the petitioner has been making correspondence with the respondents first of all seeking permission to appear in the NEET Examination, thereafter, seeking permission to appear for the

counselling and later on also applying for grant of NOC and extraordinary leave (EOL). It is not a case where the petitioner has not made any correspondence with the respondents and has suddenly stood up claiming for the NOC and EOL.

In view of the same, the Bench is inclined to direct respondent Nos.2 and 3 to reconsider the order dated 30.03.2026 so far as issuance of NOC and extraordinary leave is concerned.

Considering the urgency in the matter, particularly when the second phase of counselling has only closed recently and the petitioner if he does not report for the course promptly the seat may be allotted to some other candidate which would be a life-time loss to the petitioner and also to the Department in the long run as well.

Thus, we are fixing the matter again on 15.04.2026 under the caption 'fresh admission' by which time, respondent Nos.2 and 3 should positively pass fresh orders so far as issuance of NOC and EOL are concerned.

List this case on 15.04.2026 under the 'fresh admission' caption.

Sd/- P.C.SULEKHA DEVI
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The General Manager, Ministry of Railways South Central Railway, Rail Nilayam Secunderabad - 500 003, Union of India.
2. The Principal Chief Personnel Officer, HQs Office , Rail Nilayam, 4th Floor South Central Railway , Secunderabad - 500 003.
3. The Principal Chief Medical Director, South Central Railway HQs, Rail Nilayam, Secunderabad- 500 003.
4. The Chief Medical Superentendent, Nanded Division, Divisional Railway Hospital, Nanded, South Central Railway
(Addressees 1 to 4 BY SPAD)
5. One CC to SRI K. SUDHAKAR REDDY Advocate [OPUC]
6. Two spare copies

HIGH COURT

**PSK, J
&
NNR, J**

DATED :10/04/2026



LIST THIS CASE ON 15.04.2026 UNDER THE 'FRESH ADMISSION' CAPTION.

ORDER

WP.No.10934 of 2026

DIRECTION