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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(C) 630/2025, CM APPL. 2985/2025**

ANIKET KUMAR SHARMA

.....Petitioner

Through: Ms. Tanvi Dubey, Mr. Mekala
Ganesh Kumar Reddy, Mr. Aditya
Nema, Advs.

versus

NATIONAL BOARD OF EXAMINATION & ANR.

.....Respondents

Through: Mr. Shivendra Singh, Ms. Prakriti
Rastogi, Advs. for R-2.

CORAM:

HON'BLE MR. JUSTICE DINESH KUMAR SHARMA

ORDER

17.01.2025

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CM APPL. 2986/2025

Exemption allowed, subject to all just exceptions. Application stands disposed of.

W.P.(C) 630/2025

The present petition has been filed under Article 226 of the Constitution of India challenging Clause 2.6 of the 2024 handbook for admission to Post Diploma DNB courses issued by the National Board of Examination (NBE).

Learned counsel submits that this clause restricts candidates who resign or discontinue from a DNB Post Diploma course from joining any other DNB course for two years. Learned counsel submits that this clause is



arbitrary, violates fundamental rights under Articles 14 and 19(1)(g), and disregards exceptional circumstances like verbal abuse and torture faced by the petitioner at the allocated hospital. Learned counsel submits that the petitioner had duly raised the complaint regarding verbal abuse and torture. However, no action was taken by the authorities. Learned counsel submits that the rule is required to be declared unconstitutional and petitioner may be permitted to participate in future DNB counselling or examinations.

Issue notice.

Learned counsel for respondent No.2 has accepted the notice and submits that no relief has been claimed against respondent No.2. It has been submitted that the petitioner was merely working at respondent No.2 and has resigned.

Issue notice to respondent No.1 through all permissible modes, returnable on 23.01.2025.

DINESH KUMAR SHARMA, J

JANUARY 17, 2025/AR/NA