

**GOVERNMENT OF ODISHA
HEALTH & FAMILY WELFARE DEPARTMENT**

RESOLUTION

No. ME-II-IXM/88/2008 3418 /H, Date 3.2.17

Sub: Execution of Bond by candidates, while taking admission to different medical courses in the State.

Where as there is a dearth of doctors in the State and there is a reluctance to serve the State after completion of course amongst the doctors studying in different Government Medical/Dental Colleges at the cost of State exchequer, in order to overcome the dearth, Government after careful consideration have been pleased to introduce a policy for execution of an agreement in shape of Bond with the objective to retain the passing out doctors to utilise their services in the greater interest of the State.

This resolution supersedes all earlier resolutions/ orders/ executive instructions/ guidelines issued for the purpose.

1. The Bond conditions shall be as follows:

- a. Bond shall be applicable for all candidates taking admission in Government Medical Colleges, either under State Quota or All India Quota in MD/ MS/ MDS/ DM/ M.Ch. courses. No bond is applicable for students pursuing undergraduate (MBBS/BDS) or paramedical courses.
- b. No admission of any kind shall be done without submission of Bond and shall be ensured by DMET, Odisha.
- c. After completion of any of the above courses, the candidates shall have to serve in any health institution of the state, for two years.
- d. After completion of two years of service as per bond provision, the direct as well as in-service doctors will be released from bond condition.
- e. In case a candidate gets opportunity for higher study immediately after completion of course, the bond ceases to operate and will come in to force after return from study. They shall submit a

declaration in form of affidavit before JMFC as per format enclosed in **Appendix-1**, to that effect. In such cases the Pass certificate and CLC shall be released. Copy of such affidavit shall be sent to DHS and DMET Odisha.

- f. State Government reserves the right to give appointment or not. In case no appointment is given by State Government, within six months of completion of course the students shall be released from bond conditions and the bond lapses.
- g. Monetary Penalty for defaulters (for not serving in state for two years after completion of course) shall be double the amount of stipend/salary received during study period. The Pass Certificates, College Leaving Certificate or any other certificate in custody of authority shall be retained and will be released only after compliance to the provisions in bond.
- h. Candidates leaving the course before completion of the course leading to lapse of a seat shall be liable for monetary penalty of Rs. 10 lakh and the amount of stipend / salary received by the date of such leaving the course.

2. Procedure for execution of bond and its follow up:

- a. The bonds are to be prepared on non judicial stamp paper of Rs. 21 and will not be registered.
- b. The bond should be signed by the candidate, two sureties (parents / guardian) and the Dean & Principal of the concerned institution.
- c. Bonds shall be collected centrally at the time of provisional admission by the selection committee, and to be handed over to respective institution after final admission.
- d. After completion of course the copy of bonds shall be transmitted to DHS & DMET, Odisha, for reference during placement.
- e. All the candidates (direct/ in- service) shall submit the bond in the format annexed at Annexure - A. In addition in-service candidates (temporary/ permanent) availing study leave shall also submit bond as per FDOM 6874/F, dated 20.02.1996 as per applicability.

ORDER: Ordered that this resolution shall be published in the next issue of Odisha Gazette for general information.

By order of the Governor

Commissioner-cum-Secretary to Government

Memo No. 3419 /H., Date 3.2.17

Copy forwarded to the Director, printing, stationery & publication Odisha, Madhupatna, Cuttack for publication of the above notification in the next issue of Odisha Gazette and supply 10 copies of the same to this Department at an early date.

Deputy Secretary to Government

Memo No. 3420 /H., Date 3.2.17

Copy forwarded to the Assistant Director General Health Services, Government of India, Ministry of Health & FW (Medical Examination Cell), Nirman Bhawan, New Delhi, for information.

Deputy Secretary to Government

Memo No. 3421 /H., Date 3.2.17

Copy forwarded to the Dean & Principals SCB MC Cuttack/ MKCG MC Berhampur/ VIMSAR, Burla / Principal, SCB Dental College, Cuttack, for information and necessary action.

Deputy Secretary to Government

Memo No. 3422 /H., Date 3.2.17

Copy forwarded to all Departments/ all Heads of Departments /all CDMOs / all sections of Health & FW Department for information and necessary action.

Deputy Secretary to Government

Memo No. 3423 /H., Date 3.2.17

Copy forwarded to the Head of Portal Group, IT Centre, Secretariat for information with request to post this order in the website www.Orissa.gov.in/ health portal, for general information.

Deputy Secretary to Government

A F F I D A V I T

(Before the Judicial Magistrate First Class)

(For candidates selected for higher study immediately after completion of Post Graduation)

I Dr. aged about son/daughter of
Sri residence of
..... do
here by solemnly affirm and state as follows:-

1. That I was admitted to the post graduation course in the subject in the
..... college in the academic session
/
2. That I had executed a bond with bond condition to serve the state for two years
after completion of the course failing which I will be liable to pay a monetary
penalty equivalent to double the amount of stipend/ salary received by me during
the period of three years of study.
3. That after the completion of my course on Dt. I am again selected for
higher study in subject in Medical
College, in the academic session /
4. That the higher study course is a years course and I will complete it in the
year
5. That I undertake that after completion of the higher study course I will serve the
state for two years and in case of default all the conditions of the bond executed
earlier will be applicable to me including the monetary penalty.
6. That this affidavit is made for submission before the concerned authority as and
when required.
7. That, the contents of this affidavit are true to the best of my knowledge and belief.

DEPONENT

(NB: To be typed on appropriate stamp paper)

ANNEXURE - 'A'

BOND BY THE CANDIDATE AT THE TIME OF TAKING ADMISSION INTO PG (MD/MS/MDS) OR SUPERSPECIALITY (DM/MCH) COURSE IN GOVERNMENT MEDICAL COLLEGES OF THE STATE OF ODISHA

KNOW ALL MEN BY THESE PRESENTS THAT WE..... son/ daughter/ wife of..... Aged about..... years resident of..... in the district..... at present admitted..... in Medical College, (here in after called the Principal Obligor) and Shri/ Smt..... aged about..... years daughter/ son/ wife of..... Resident of..... in the district of..... at present employed as..... in the Office / Department ofand Shri/ Smt..... Daughter/son/wife of..... aged aboutyears of resident of in the district of..... at present employed as in the Office / Department of..... (hereinafter called "the surety") do here by jointly and severally bind ourselves and our respective heirs, executors and administrators and legal representative to pay the Governor of Odisha, his successors and assigns (hereinafter called "the Government") on demand, the amount equivalent to double the amount of stipend/salary for three years of study that the Government incurs on account of a candidate having been placed on PG (MD/MS/MDS) or Superspeciality (DM/MCH) Course till completion of the said course.

WHEREAS the Above Principal Obligor is placed on admission into PG (MD/MS/MDS) or Superspeciality (DM/MCH) Course and admissible by the Government;

AND WHEREAS for better protection of the healthcare of the Government in the State, the Principal Obligor has agreed to execute this bond with such condition as hereunder written;

AND WHEREAS the said surety has agreed to execute this bond as surety for the discharge of the above burden of the amount equivalent to double the amount of stipend for three years of study by the Principal Obligor.....

NOW THE CONDITION OF THE ABOVE WRITTEN BOND is that in the event of successful learning and completion of PG (MD/MS/MDS) or Superspeciality (DM/MCH) Course and obtaining registration thereof the Principal Obligor.....is to render two years of service in the State of Odisha. In case the Principal Obligor fails to comply due to any reason, the Principal Obligor is liable for refund of an amount equivalent to double the amount of stipend/salary for three years of study, to the Government of Odisha.

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Appointment under the State Government after successful completion of PG (MD/MS/MDS) or Superspeciality (DM/MCH) Course shall mean and include regular appointment through OPSC or Adhoc appointment or Contractual appointment etc. Once an appointment (any one of the above type) is given, the candidate shall have to join within 30 days from the date of receipt of the appointment order failing which, he /she will be required to pay the amount as calculated above.

Further in the event of leaving the course due to any reason before the completion of PG (MD/MS/MDS) or Superspeciality (DM/MCH) Course, leading to lapse of a seat, the Principal Obligor.....is liable for refund of an amount of `10.00 lakhs (Rupees ten lakhs) and all the stipend or salary received till the date of leaving the course, to the Government of Odisha.

AND UPON in Principal Obligor.....
and..... the surety (ies) as aforesaid making such refund, the above written obligation shall be void and of no effect, otherwise it shall be and remain in full force and virtue and it is agreed and declared by the Principal Obligor and the surety (ies) that in the event of default without prejudice to other remedies that the Government may adopt, the Government shall be entitled to recover the aforesaid amount from the Principal Obligor and the Sureties jointly and severally in the form of public demand under the Odisha Public Demand Recovery Act, 1962.

Save and except death, permanent disability or selection for higher study under no circumstances, the Principal Obligor can forgo the appointment and posting and if it so happens he shall be liable to refund the money amounting to the amount equivalent to double the amount of stipend/salary for three years of study.

PROVIDED that the liability of the surety hereunder shall not be impaired or discharged by reason of time being granted by the Government or by any forbearance, act or omission on the part of the Government or any person authorized by it (wherever with or without the consent or knowledge of the surety nor shall it be necessary for the Government to sue the said Principal Obligor before suing the above bounden surety..... on any of them for the amount due hereunder.

Provided further that, in case of selection for higher study this bond will be seized to be operative till the study is completed and will be deemed to be in force on the date of completion of higher study and accordingly, all the above mentioned clauses will be in operation for all purposes.

In witness to the written bond and to all term and conditions hereinbefore contained we have signed hereunder this..... Day of..... 20...

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Signed and delivered by the Principal Obligor

Surety: 1. Signature
Name & Address

Surety: 2. Signature
Name & Address

Signed and delivered by the surety above named

In presence of witnesses

Witness: 1. Signature
Name & Address

Witness: 2. Signature
Name & Address

ACCEPTED
for and on behalf of the GOVERNOR OF ODISHA

Dean & Principal,
..... Medical College,