

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

CWP No.17876 of 2010 (O&M)

Date of decision: 28.01.2016

Ashok Kumar Sharma

.....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

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

Mr. Pravinder Singh Chauhan, Addl. A.G., Haryana.

Ritu Bahri, J.

The petitioner is seeking to quash the order dated 13.02.2009 (Annexure P-10), whereby his claim to continue on the post of S.S. Master as guest faculty has been declined. A further direction is sought to be issued to the respondents to allow him to continue as teacher in guest faculty in a similar manner as other teachers have been allowed to continue.

Learned counsel for the petitioner has referred to the certificate dated 31.07.2010 (Annexure P-12), whereby it has been certified that three posts of Social Studies Masters were lying vacant in Government Senior Secondary School, Farmala (Rohtak) from 2008 till 31.07.2010.

On notice, written statement on behalf of respondent Nos. 1 to 5 has been filed by District Education Officer, Rohtak, wherein it has been stated that vide order dated 17.11.2007 (Annexure R-1) passed by

respondent No.2, a ban was imposed to engage teachers on guest faculty basis. In Government Senior Secondary School, Farmana (Rohtak), there was workload of three S.S. Masters and three regular incumbent have already joined there in between 02.08.2010 to 26.05.2011. Hence, it was not possible to adjust the petitioner as guest S.S. Master in the said school.

In view of the averments mentioned in the written statement, no case for quashing of the impugned order dated 13.02.2009 (Annexure P-10) is made out.

At this stage, learned counsel for the petitioner states that the petitioner had worked as guest teacher with the respondents for about 16 days, but no payment has been made to him for the said period.

In view of the above, this petition is disposed of by giving a direction to the respondents to look into the claim of the petitioner regarding salary for the period of 16 days and pass an appropriate order within a period of one month from the date of receipt of certified copy of this order.

28.01.2016
ajp

(RITU BAHRI)
JUDGE