

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

Civil Writ Petition No.10069 of 2016

Date of decision: 20.5.2016

Gurwant Kaur

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR.JUSTICE G.S.SANDHAWALIA

Present: Mr. Madhav Pokhrel, Advocate for the petitioner.

G.S.SANDHAWALIA, J. (Oral)

The petitioner seeks a direction to the respondents to determine and allot the seniority number to her in the master cadre in the subject of Physical Education (DPE Mistress).

It is case of the petitioner that initially she was working in the school run by Ranjit Sagar Dam Project Management (RSD) in the Irrigation Department from 1989 onwards. In pursuant to the advertisement in the year 1994 issued by the respondent-department she was appointed on 10.1.1997 as Mistress of Physical Education (Annexure P/3). She was allotted the station of posting at Government Senior Secondary School, Meerthal, District Gurdaspur. It is further her case that thereafter she was again posted at Government Model High School, Shahpurkandi Township, District Gurdaspur with RSD. However, her seniority was not shown with the respondent-department and repeated representations have been made.

Counsel for the petitioner submits that legal notice dated 21.2.2016 (Annexure P/13) for the necessary relief has already been served upon the respondents which is still pending consideration and he would be satisfied if a direction is issued to respondent no.2 to decide the said legal

notice within some fixed time frame.

Notice of motion.

Mr. R.S.Sidhu, Assistant Advocate General, Punjab accepts notice on behalf of respondents. Copies of the writ petition have been supplied to him.

Keeping in view the limited relief sought by the petitioner, this Court is of the opinion that there is no requirement of calling for any reply on behalf of the State.

Accordingly, without commenting upon the merits of the case, entitlement of the petitioner on the mode of transfer of the petitioner to Government Model High School, Shahpurkandi Township (RSD), District Gurdaspur, the present writ petition is disposed of with a direction to respondent no.2 to take into consideration the said legal notice dated 21.2.2016 (Annexure P/13) and pass an appropriate order in accordance with law within a period of three months from the date of receipt of certified copy of this order. In case any adverse order is to be passed then a reasoned order be passed by the said respondent and be conveyed to the petitioner.

May 20, 2016
Pka

(G.S.SANDHAWALIA)
Judge