

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

**Civil Writ Petition No.16126 of 2016
Date of Decision: 09.08.2016**

Kanwaljit Singh and others

..... Petitioners

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mrs. Anu Chatrath Kapur, Senior Advocate assisted by
Ms. Neeti Banyal, Advocate for the petitioners.

JASWANT SINGH, J. (Oral)

The 08 petitioners, namely, Kanwaljit Singh, Sandeep Kumar, Rajiv Bhatti, Ajay Bhatti, Balwinderjit Kaur, Baljit Singh Rana, Ajay Gupta and Ram Pher were working against the sanctioned posts of Non-Teaching/Teaching staff of the Aided School, namely, Gyan Ashram Higher Secondary School, Amritsar. Due to the serious misconducts by the Managing Committee of the School, the Government/competent authority, after holding enquiries, passed an order dated 21.04.2016 (**Annexure P-19**), whereby the grant-in-aid to the said School has been ordered to be stopped. The students have been ordered to be shifted to the nearby Government and Private Aided Schools. As a result, the grant-in-aid qua the posts held by the petitioners stands withdrawn and the Management has passed an order dated 16.05.2016 (**Annexure P-20**) discharging them from their services. Hence, the present petition impugning **P-19** and **P-20**.

It is apparent that there is no privity between the petitioners and the Government, thus would have no locus to challenge the order **P-19**,

which primarily is directed against the Management of the School. As regards the grievance made at **P-20**, it is a conceded position that an Educational Tribunal, Punjab stands constituted under the Punjab Privately Managed Recognised Schools Employees (Security of Service) Act, 1979, vested with the jurisdiction to decide disputes between the Management of aided Schools and its employees.

After arguing for sometime, learned Counsel for the petitioners prays for permission to withdraw the present petition to raise their disputes before the Educational Tribunal, Punjab.

In view of the above, the present petition stands dismissed as withdrawn with the aforesaid liberty.

August 09, 2016
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(JASWANT SINGH)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes</i>
<i>Whether Reportable</i>	<i>No</i>