

**Sr. No. 114
IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**CWP No.17149 of 2016 (O&M)
Date of Decision: 24.08.2016**

Alaka Sharma

... Petitioner

Versus

The Additional Chief Secretary, Govt. of Haryana and another

... Respondents

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. R.K.Malik, Senior Advocate with
Mr. Tejpal Singh Dhull, Advocate,
for the petitioner.

TEJINDER SINGH DHINDSA, J.

Pleadings on record would indicate that the petitioner was appointed as Principal of Adarsh Mahila Mahavidyalaya, Bhiwani (Haryana) i.e. a Government aided private college on 19.12.2006. She was dismissed from service vide order dated 25.03.2014 passed by the Administrator and after taking approval of the Director Higher Education, Haryana.

Learned Senior counsel contends that under the Haryana Affiliated Colleges (Security of Service) Act, 1979 and the Rules framed thereunder, a statutory remedy of revision before the State Government is provided against the order of dismissal. It is submitted on 02.05.2014 a revision was filed before the Additional Chief Secretary, Government of Haryana, Higher Education Department and till date the same has not been decided even though a personal hearing was also afforded on 18.12.2014. The prayer in the instant petition is for issuance of directions to respondent No.1 to decide the revision petition.

Having heard learned senior counsel, I deem it found the limited prayer made on behalf of the petitioner merits acceptance.

A statutory remedy that is available to an employee cannot be negated by merely sitting over the matter against an order of major penalty of dismissal passed on 25.03.2014. The revision petition was preferred on 02.05.2014. A period of more than two years has lapsed and a final decision has not been taken thereupon.

Accordingly, the instant petition is disposed of with the directions to respondent No.1 to expedite the matter and to decide the revision petition dated 02.05.2014 on merits and within a period of four months from the date of receipt of a certified copy of this order.

However, it is clarified that while passing such directions, this Court has not gone into the merits of the case.

Disposed of.

24.08.2016

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No