

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

CWP No.21252 of 2014

Date of Decision: 25.5.2016

Khalsa Education Council

... Petitioner

Versus

State of Punjab and Anr.

... Respondents

CORAM:- HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr.Sameer Sachdeva, Advocate for the petitioner

Mr.Harkesh Manuja, Addl.A.G., Punjab

1. To be referred to the Reporters or not?
2. Whether the judgment should be reported in the Digest?

RAJIV NARAIN RAINA, J. (Oral)

When this matter was heard yesterday, learned counsel for the respondents pointed out that the main prayer in the writ petition at page 20 of the paper-book was for issuance of directions in the nature of Certiorari quashing the order dated 23.4.2014 (Annex.P-16) whereby the 2nd respondent has refused to convert the unaided post of Lecturer in English at the Gujranwala Guru Nanak Khalsa College, Ludhiana against an aided post covered under 95% grant-in-aid Scheme.

Without going into the correctness or otherwise of the reason supplied by the 2nd respondent, this writ petition as presented is not maintainable since the Writ Court cannot issue a writ of Mandamus directing the respondents to convert the unaided post into an aided post covered under 95% grant-in-aid Scheme nor can this Court issue a Writ of Certiorari .

For the foregoing reasons, this petition is dismissed. However, this order will not preclude the petitioner from pursuing legal remedy, if any, available before the respondents.

25.5.2016

MFK

(RAJIV NARAIN RAINA)
JUDGE