

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP No.20466 of 2017(O&M)
Date of Decision: 12.10.2017

Annu Sharma

--Petitioner

Versus

State of Punjab and others

--Respondents

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

Present:- Mr. V.K. Sandhir, Advocate for the petitioner.

TEJINDER SINGH DHINDSA.J

Petitioner, who is serving as E.T.T Teacher under the Punjab State Education Department, is aggrieved of the action of the respondent authorities in not determining her seniority in the light of Rule 11 of the Punjab State Education Class-III (School Cadre) Service Rules, 1978. In the proviso to Rule 11, it has been clearly stipulated that in case of the members of the cadre recruited by direct recruitment, it is the order of merit determined by the recruitment agency that shall govern the seniority. Counsel contends that the issue has been covered in terms of the Division Bench judgement of this Court dated 9.7.2004 passed in ***CWP No.19832 of 2003 (Charan Dass Sharma Vs. State of Punjab and others)***.

Counsel further submits that a legal notice dated 15.7.2017 (Annexure P-9) stands served upon the respondent authorities but the same has not evoked any response.

In the light of the submissions made by counsel, I deem it appropriate to dispose of the present petition with a direction to the respondent authorities/competent authority to consider the legal notice dated 15.7.2017 (Annexure P-9), referred to herein above in terms of passing a speaking order, within a period of three months from the date of receipt of a certified copy of this order.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

12.10.2017

lucky

Whether speaking/reasoned: Yes/No
Whether Reportable: Yes/No