

**CM No. 5714-CWP-2017 in/and
CWP No. 4628 of 2017**

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

**CM No. 5714-CWP-2017 in/and
CWP No. 4628 of 2017
Date of Decision: 19.07.2017**

Sushma Rani

.....Petitioner

Vs.

Kurukshetra University, Kurukshetra and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Jasbir Mor, Advocate,
for the non-applicant/petitioner.

Mr. Hitesh Pandit, Addl. A.G., Haryana.

Mr. R.K. Malik, Senior Advocate, with
Mr. Bhupinder Malik, Advocate,
for applicant-respondents no. 2 and 3.

AMOL RATTAN SINGH, J. (ORAL)

Mr. R.K. Malik, learned Senior Counsel appearing for the respondent-
Management, i.e. respondents no. 2 and 3, having submitted on the last date of
hearing that in terms of the Division Bench judgment of this Court in
Management of S.D. Model Senior Secondary School and another vs. **District
Judge-cum-Service Tribunal and another**, all service disputes arising out of an
order passed by the Management, as are appealable to the Educational Tribunal set
up in the State, would be decided by the Tribunal only at the first instance, learned
counsel for the non-applicant-petitioner does not dispute the aforesaid contention
and further states that the Educational Tribunal having been constituted, with the
Tribunal in the concerned district duly functioning, he may be allowed to withdraw

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this writ petition in order to approach the Tribunal in respect of the petitioners' grievance, but with protection as regards the interim order passed in this case; for a further period of two weeks.

Consequently, this petition is ordered to be dismissed as withdrawn with liberty to the petitioner to approach the concerned Educational Tribunal as has jurisdiction in the matter.

However, the interim order dated 06.03.2017 would continue for a period of two weeks from today; thereafter, upon the petitioner approaching the Tribunal, the learned Tribunal would take up the issue of stay at the first instance and pass appropriate orders on merits thereof.

July 19, 2017
nitin

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned

Yes

Whether Reportable

No.