

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No. 27265 of 2016

Date of Decision: 03.07.2018

PUNJAB SCHOOL EDUCATION BOARD

...Petitioner

VS.

TEJINDER PAL AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE RAKESH KUMAR JAIN.

Present: Mr. S.S. Behl, Advocate,
for the petitioner.

Mr. K.S. Hissowal, Advocate,
for respondent No. 1.

RAKESH KUMAR JAIN, J. (ORAL)

This petition is directed against the order dated 11.12.2015 passed by the Permanent Lok Adalat (PUS), Ludhiana by which an application filed by respondent No. 1, under Section 22 (c) of the Legal Services Authority Act, 1987, has been allowed and a sum of ₹15,000/- has been awarded as compensation.

Learned counsel for the petitioner has submitted that the Legal Services Authority has no jurisdiction to decide the lis between the petitioner and respondent No. 1 in respect of an education matter. In this regard, he has referred to Section 22 (A) (b) to contend that education has not been made a part of the Public Utility Services, therefore, the Permanent Lok Adalat has no jurisdiction.

Learned counsel for respondent, however, has fairly conceded and submitted that order of the Permanent Lok Adalat may be set aside but liberty may be given to respondent No. 1 to avail alternate remedy, if available.

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Since, it is a case of consent on the part of the respondent, therefore, I will not delve into the issue as to whether Permanent Lok Adalat has jurisdiction or not. However, therefore, the present petition is hereby allowed and the impugned order is set aside and respondent No. 1 is granted the liberty to pursue his remedy elsewhere in accordance with law.

July 3, 2018

Ess Kay

(RAKESH KUMAR JAIN)
JUDGE

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