

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No.5338 of 2016 (O&M)

Date of decision: 13.08.2018

Sanjeev Akeel

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Karan Bhardwaj, Advocate,
for the petitioners.

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

Mr. Yogesh Goel, Advocate,
for respondent No.4.

Mr. Vikas Mohan Gupta, Advocate,
for respondent No.5.

Ritu Bahri, J.

This petition has been filed for issuance of direction to respondent Nos.1 to 3 to take action against private respondent Nos.4 and 5 (affiliated institute from the State Education Department) for not paying monthly salary to the petitioner, who is working as Estate Manager w.e.f. 21.09.2015. A further direction is sought to be issued to respondent Nos. 4 and 5 to issue the monthly salary of the petitioner.

A Division Bench of this Court in Management of S.D. Model Senior Secondary School & another vs. District Judge-cum-Service Tribunal & another, CR No.4315 of 2012 (decided on 27.11.2013), has held that as per directions issued by the Hon'ble Supreme Court, Education Tribunals have since been constituted. It has been further observed that vide notifications dated 28.05.2008 and 07.05.2013, powers of Education

Tribunals have been given to the District & Sessions Judges in the State of Haryana, to hear appeals of the employees of aided/unaided Medical/Dental/Ayurvedic/Homeopathic/Educational Institutions against the decision of Management within their jurisdiction.

In the present case, petitioner is seeking direction to the respondents to release his salary and this issue can be examined by the Education Tribunal, Yamuna Nagar.

Accordingly, the Registry of this Court is directed to send this petition to the Education Tribunal, Yamuna Nagar. The Education Tribunal, Yamuna Nagar, shall examine and decide the matter in accordance with law. Parties are directed to appear before the Education Tribunal, Yamuna Nagar on 20.09.2018.

Disposed of accordingly.

13.08.2018
ajp

(RITU BAHRI)
JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No