

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

CWP No. 682 of 2016

Date of Decision: 23.04.2018

Shashi Prabha

...Petitioner

Vs.

Mewat Model Schools Society Nuh and others

...Respondents

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

Present: Mr. Anand Bhardwaj, Advocate
for the petitioner.

Mr. Mahender Singh Chahal, Advocate
for respondent Nos. 1 & 2.

Mr. Mohammad Arshad, Advocate
for respondent No.4.

RAJIV NARAIN RAINA, J. (Oral)

When the matter came up for hearing on 12.05.2017, the
following order was passed:

*The matter relates to the selection and appointment to
the post of TGT (Computer Science) in respondent No.2-
Society. In their statement, it is submitted that irregularities
have been committed by respondent No.2 in the process of
selection.*

*In the written statement filed by respondent No.2, it is
admitted that the petitioner was shown at Sr. No.4 instead
of Sr. No.3.*

Having admitted the said fact, it was the duty cast upon the respondent No. 2 to make necessary correction in the merit list of the selection process.

For rectifying the selection process, respondent No.2 is hereby directed to issue necessary notice to 4th respondent and after receipt of explanation from him, proceed further by passing a speaking order on the issue. The above exercise would be completed within a period of two months.

List this matter on 25.08.2017.

Today, learned counsel for respondent No.2 has produced an order dated 21.08.2017. The respondent-School has made necessary corrections in the merit-list and as a result the petitioner has been appointed as TGT-Computer Science with immediate effect. The office order precludes the petitioner from claiming monetary benefits from the period from her selection.

The respondent No.4 was appointed on 07.07.2011 and his services were terminated as a result of the present proceedings and the petitioner has been appointed instead.

In the circumstances, the petitioner will be entitled to non-pecuniary benefits from the date of appointment of respondent No.4 and the actual salary will be paid from the date of the order i.e. 28.08.2017.

The petitioner's seniority will be assigned as per placement in the merit-

list. The order dated 21.08.2017 is retained on record.

The petition is disposed of in the above terms.

(RAJIV NARAIN RAINA)
JUDGE

23.04.2018
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Whether speaking/reasoned : *Yes/No*
Whether reportable : *Yes/No*