

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

**Civil Writ Petition No. 26258 of 2018 (O&M)
Date of Decision: 15.10.2018**

Dr. Bulbul Singh

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Samarth Sagar, Advocate
for the petitioner.

JASWANT SINGH, J. (ORAL)

Petitioner (Dr. Bulbul Singh) was serving as “Assistant Professor” with a privately managed aided college-respondent No. 4 (Sri Aurbindo College of Commerce and Management, Ludhiana).

By filing the present petition, the petitioner seeks quashing the communications dated 09.05.2018 & 11.05.2018 (**Annexures P-16 & P-18, respectively**), whereby her request dated 08.05.2018 (**Annexure P-15**) for withdrawal of resignation submitted on 04.05.2018 (**Annexure P-11**) has been refused by the College-respondent No. 4; **as also Mandamus** directing respondent Nos. 4 & 5 (College) to join the petitioner back in service in light of her request for withdrawal of resignation and order dated 25.05.2018 (**Annexure P-24**) passed by respondent No. 3 (Panjab University, Chandigarh), revoking her suspension order passed by the College, as also two other suspended teachers.

It is averred that the petitioner has a remedy of approaching the Educational Tribunal, Punjab, under Section 7 (12) of the Punjab

Affiliated Colleges (Security of Service of Employees) Act, 1974, however, due to lack of requisite quorum of the Tribunal, present petition has been filed.

On the previous date of hearing, before issuing notice of motion, this Court had directed learned State Counsel, Mrs. Sudeepti Sharma, Additional Advocate General, Punjab, to produce the notification, whereby the member with administrative experience has been appointed to the Educational Tribunal, Punjab, so as to complete the quorum envisaged under the Punjab Educational Tribunal Act.

At the time of resumed hearing today, learned State Counsel has produced a notification dated 01.10.2018, issued by the Additional Chief Secretary to Government Punjab, Department of Higher Education, whereby the Governor of Punjab, has appointed Mr. S.K. Sharma, IPS (Retd.) as Member of the Educational Tribunal, Punjab.

In view of above, counsel for the petitioner concedes that in view of notification dated 01.10.2018, appointing another Member to the Educational Tribunal, Punjab, the quorum of the Tribunal is complete, therefore, prays for **permission to withdraw** the present petition **with liberty** to approach the Tribunal in accordance with law.

“Dismissed as Withdrawn” with the aforesaid **liberty**.

October 15, 2018

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**(JASWANT SINGH)
JUDGE**

<i>Whether Speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>