

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

C.W.P No. 508 of 2018 (O&M)

Date of Decision:- 22.01.2018

Miya Singh

....Appellants

Versus

State of Haryana & Ors.

...Respondents

CORAM: HON'BLE MR.JUSTICE RAJIV NARAIN RAINA

Present: Mr. Karan Singh, Advocate, for the petitioner.

Mr. Harish Rathee, Sr. DAG, Haryana.

RAJIV NARAIN RAINA, J. (Oral)

When this matter came up for hearing on 15.01.2018, the following order was passed:-

“Notice of motion.

On the asking of the court, Ms. Shruti Jain Goyal, AAG Haryana accepts notice on behalf of the respondent-State. Copy of the petition has been supplied to the learned State Counsel.

Let the Director General Elementary Education, Haryana appear in this Court on the next date of hearing to explain the case of the petitioner and what action he has taken on the letter of the District Elementary Education Officer, Kaithal.

In case, the issue is sorted out and the petitioner is offered posting and his case for pension is processed and the proof is furnished on the next date of hearing, the Director General Elementary Education, Haryana need not appear.

List on 22.01.2018.

A copy of this order be supplied to the learned counsel for the petitioner and learned AAG Haryana under the signatures of Bench Secretary.”

In response to the order, the Director Elementary Education, Haryana, Panchkula has passed two separate orders on 18.01.2018, wherein it has been mentioned that petitioner has been adjusted and transferred to Kheri Sher Khan (2221), District Kaithal against vacancy and by the second order sanction has been accorded under Rule 9.19(b) of the Punjab Civil Services Rules, Volume-I, Part-I (as applicable to the State of Haryana) read with Sr. No.54 of Rule 15.1 (ibid) for the period from 14.09.2017 to 18.01.2018 and this period is ordered to be treated as duty for all intents and purposes. Actual payments have also been disbursed vide a separate statement filed by Mr. Rathee involving payment of Rs.2,20,011/-. The amount has been deposited in the account of the petitioner. Photocopies of two orders both dated 18.01.2018 are taken on record as Mark 'A' and 'B', while the invoice has been marked as 'C'.

In view of above this petition is disposed of as having been rendered infructuous.

January 22, 2018
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(RAJIV NARAIN RAINA)
JUDGE

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