

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.6816 of 2018

Date of Decision: 19.03.2018

Attar Singh

... Petitioner

Versus

State of Haryana and others

... Respondents

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

Present: Mr. Neeraj Sheoran, Advocate,
for the petitioner.

RAJIV NARAIN RAINA, J.(Oral)

The petitioner has no fundamental right enforceable in writ jurisdiction to continue as Principal having retired on May 31, 2017 to hold that post till March 31, 2018 claiming under policy Annexure P-1. The policy is built to avoid disruption of studies of students. If a teacher retires midway it is difficult to post another teacher to carry on the thread of studies from where the another teacher left and, therefore, the policy comes in aid to lend continuity to the academic session. The academic session is normally from April to March. The petitioner retired from service on May 31, 2017 as Principal of the school. He has had only the benefit of about a month in the academic session 2017-18 which marginal period deserves not to be offset with payment of salary upto March 31, 2018 and for the petitioner to hold the post of Principal preventing promotion and the claims of other teachers waiting for promotion to the post of Principal.

I would, therefore, not interpret the policy *stricto sensu* and

would dismiss the petition.

19.03.2018

manju

(RAJIV NARAIN RAINA)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No