

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No.9229 of 2019
Date of decision: 14.05.2019

Naseem Rehman

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. M.D. Khan, Advocate,
for the petitioner.

Ritu Bahri, J.

Petitioner is seeking quashing of order dated 15.12.2011 (Annexure P-5), whereby his services have been terminated for being absent from duty.

After passing of the impugned order dated 15.12.2011 (Annexure P-5), petitioner filed his appeal in the office of Deputy Commissioner, Nuh, which is still pending and comments have been sought from the District Education officer vide Annexures P-9 and P-10.

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 view of the above judgment, jurisdiction to try the present dispute is with the Educational Tribunal located at District Nuh.

Accordingly, this petition is disposed of by giving liberty to the petitioner to approach the Education Tribunal, Nuh and avail appropriate remedy in accordance with law.

14.05.2019
ajp

(RITU BAHRI)
JUDGE

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