

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

CWP No. 14720 of 2016
Date of decision : 13.03.2019

Vishnu Dutt and another

..Petitioners

Vs.

The State of Haryana and others

...Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr. Jawahar Lal Goyal, Advocate,
for the petitioners.

Mr. Hitesh Pandit, Addl. A.G., Haryana

Ritu Bahri, J. (oral)

The petitioners are seeking direction to respondent No.4 to make them payment of 6th Pay Commission.

The petitioners are the employees of respondent No.4, which is a private aided school.

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 the present case, it is not in dispute that the petitioners were appointed and were working with respondent no.4 (The Principal, S.M. Hindu Senior Secondary School, Sonipat) and this issue can be examined by

the Education Tribunal, Sonipat, in view of above mentioned judgment and in view of notification dated 02.03.2015 issued by Higher Education Department, Government of Haryana, as the petitioners were the employees of the school and their grievance is against the Management.

In view of the above factual position, the present petition stands dispose of and The Education Tribunal, Sonipat shall examine and decide the matter in accordance with law expeditiously.

13.03.2019
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(RITU BAHRI)
JUDGE

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