

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

CWP-21756 of 2016

Date of decision: 08.07.2019

Darshan Singh and others

.... Petitioners

versus

State of Punjab and others

.... Respondents

CORAM:HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Proxy for Mr. Vikram Singh, Advocate
for the petitioners.

Mr. H.S. Sitta, AAG, Punjab.

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HARSIMRAN SINGH SETHI, J.

In the present writ petition, the petitioners are the employees of the Government Aided Schools and are seeking benefit of change of their option for the grant of revised pay scale w.e.f. 1.1.1986 keeping in view the notification dated 24.12.1992 (Annexure P/1) issued by the Government of Punjab, Department of Finance.

At the time of hearing of the present petition, counsel for the petitioners fairly concedes that in case the writ petition is allowed, 5% of the amount for which the petitioners are entitled has to be reimbursed/paid by the Managing committee of the aided institutions, where the petitioners are working and therefore the outcome of this writ petition will effect management of the institution which is not party to the present petition.

Further, keeping in view Section 7A(12) of the Punjab Affiliated Colleges (Security of Service of Employees) Act, 1974 in all the disputes between the Management and the employees of the aided institutions seeking any benefit in respect of the service rendered by them, the employee

has to approach the Educational Tribunal at the first instance.

Faced with this situation counsel for the petitioner prays that he be allowed to withdraw the present writ petition with liberty to approach the Educational Tribunal for redressal of their grievances by impleading all the necessary parties.

Counsel for the respondents has no objection to this prayer.

The present writ petition stands dismissed as withdrawn with liberty as prayed for.

08.07.2019
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(HARSIMRAN SINGH SETHI)
JUDGE

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| 1. | Whether speaking/non-speaking? | Yes/No |
| 2. | Whether reportable? | Yes/No |