

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

**CWP-24133-2018(O&M)
Date of decision : 20.02.2019**

Hardeep Singh

..... Petitioner

versus

State of Punjab and others

..... Respondents

**CORAM : HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present: Mr.Rahul Sharma-I, Advocate for the petitioner.

Mr.Sahil Sharma, DAG, Punjab.

Mr.Sameer Sachdeva, Advocate for respondents No. 3 and 4.

TEJINDER SINGH DHINDSA, J. (ORAL)

Pleadings on record would indicate that the petitioner was appointed as a Lecturer in Physics on 30.06.2004 on a regular basis with respondent No.3-College and which happens to be a privately managed aided college. A complaint came to be filed against the petitioner alleging sexual harassment and which led to the imposition of punishment of stoppage of three increments with permanent effect vide order dated 03.08.2018 (Annexure P-10).

Instant petition is directed against order dated 17.09.2018 (Annexure P-13) whereby services of the petitioner have been terminated and by enhancing the punishment that had been imposed earlier in point of time vide Annexure P-10.

Instant petition came up for preliminary hearing before this Court on 08.10.2018 and while issuing notice of motion, operation of the impugned order dated 17.09.2018 (Annexure P-13) was stayed.

Counsel for the parties are *ad idem* that the Educational Tribunal has since been constituted and is functional.

The validity of the impugned order of termination dated 17.09.2018(Annexure P-13) ought now to be examined by the Educational Tribunal.

Accordingly the matter is transferred to the Educational Tribunal, Punjab.

Parties to appear before the Tribunal on 06.03.2019.

It would be open for the respondent-authorities to submit their replies as also to file an application, if so advised, seeking vacation/modification of the interim order.

Writ petition is accordingly disposed of.

Pending application(s), if any, shall also stand disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

February 20, 2019
sunita

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