

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH
112 (PROCEEDINGS THROUGH V.C.)**

CWP-9322-2020

Date of decision: 07.07.2020

DEVENDER SINGH YADAV AND OTHERS

...PETITIONERS

V/S

STATE OF HARYANA AND ANOTHER

..RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Tejpal Singh Dhull, Advocate,
for the petitioners.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioners have approached this Court with a grievance that despite they having opted for the districts of their choice, they have been allotted districts other than that.

Counsel for the petitioners contends that the persons lower in merit than the petitioners have been given posting in the districts of the choice of the petitioners. He contends that highlighting this aspect, petitioners have submitted their representation dated 12.03.2020 (Annexure P-7) to the Director Elementary Education, Haryana-respondent No. 2, which has, till date, not been considered nor a decision taken thereon. Reliance has been placed upon the directions issued by this Court in CWP No. 31823 of 2019 titled as Monika Kumari and others vs. State of Haryana and another, decided on 02.11.2019 (Annexure P-4) which was followed by this Court in subsequent petitions such as CWP No. 8102 of 2020 titled as Ramkesh vs. State of Haryana and another, decided on 16.06.2020 (Annexure P-5) and CWP No. 8300 of 2020 titled as Narender Sharma and

another vs. State of Haryana and another, decided on 19.06.2020 (Annexure P-6).

Counsel contends that the petitioners, at this stage, would be satisfied if a direction is issued to the Director Elementary Education, Haryana-respondent No. 2 to consider and decide the representation dated 12.03.2020 (Annexure P-7) submitted by them within some specified time.

Notice of motion.

On the asking of the Court, Mr. Sanjay Mittal, Addl. A.G. Haryana, accepts notice on behalf of the respondents.

Counsel for the State could not oppose the prayer made by the counsel for the petitioners for decision on the representation submitted by the petitioners dated 12.03.2020 (Annexure P-7).

In the light of the above, without going into the merits of the case or commenting thereon, the present petition is disposed of with directions to the Director Elementary Education, Haryana-respondent No. 2 to consider and decide the representation dated 12.03.2020 (Annexure P-7) submitted by the petitioners within a period of two months from the date of receipt of certified copy of the order by affording an opportunity of hearing to the petitioners and taking into consideration the judicial precedents. In case of non-consideration of the claim of the petitioners within the time stipulated, cost amounting to ₹5,000/- shall be payable to the petitioners by respondent No. 2.

July 07, 2020

pj

**(AUGUSTINE GEORGE MASIH)
JUDGE**

Whether speaking/reasoned: Yes/No

Whether Reportable : Yes/No