

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

**CWP No. 9448 of 2020
Date of decision: 08.07.2020.**

Neeraj Kumar Petitioner.

Versus

State of Haryana and another Respondents.

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Tejpal Singh Dhull, Advocate, for the petitioner.

Mr. Sharan Sethi, Additional Advocate General, Haryana,
for the respondents.

ANUPINDER SINGH GREWAL, J. (ORAL)

Heard through video conferencing.

The petitioner is seeking a writ in the nature of mandamus to the respondents to allocate him district for posting as PRT Teacher in terms of his merit.

Learned counsel for the petitioner *inter alia* contends that several candidates, who are lower in merit than the petitioner, have been allocated Gurgaon district by ignoring his claim. He also contends that several posts of PRT Teacher are vacant at Gurgaon and, therefore, the case of the petitioner be considered. He has referred to his representation dated 18.12.2020 (Sic. 18.12.2019) (Annexure P7) sent to the Director, Elementary Education, Haryana (respondent No. 2), but no action has been taken thereon. He has also referred to the copy of the judgment of this Court passed in CWP No. 9322 of 2020 titled 'Devender Singh Yadav and others versus State of

Haryana and another' whereby a Coordinate Bench of this Court, on 07.07.2020, disposed of the petition by directing the Director, Elementary Education Department, Haryana, to consider and decide the representation of the petitioners therein.

Issue notice to the respondents.

At the asking of the Court, Mr. Sharan Sethi, Additional Advocate General, Haryana, accepts notice on behalf of the respondents.

The petition is disposed of with a direction to respondent No. 2, i.e. the Director, Elementary Education Department, Haryana, to consider and decide representation dated 18.12.2019 (Annexure P7) of the petitioner 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 petitioner and taking into consideration the judicial precedents. In case of non-consideration of the claim of the petitioner within the time stipulated, cost amounting to ₹5,000/- shall be payable to the petitioner by respondent No. 2.

(ANUPINDER SINGH GREWAL)
JUDGE

08.07.2020
Ramesh

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No