

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CWP No.10039 of 2020
Date of Decision: 20.07.2020

Anju Rani

... Petitioner

VS.

State of Haryana & Anr.

... Respondents

CORAM: HON'BLE MR.JUSTICE GIRISH AGNIHOTRI

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

GIRISH AGNIHOTRI, J. (Oral)

(1) Petitioner-Anju Rani has approached this Court with a grievance that despite having opted for the district of her choice, she has been allotted district other than that.

(2) Learned counsel for the petitioner, at the outset, submits that similar writ petition i.e. CWP No.9616 of 2020 titled as '*Gurnam Singh and others Vs. State of Haryana and another*', involving same/similar law point, is disposed of by this Court vide order dated 13.07.2020. Petitioner would be satisfied in case similar directions be issued qua the present petition also.

(3) Counsel for the petitioner contends that the persons lower in merit than the petitioner have been given posting in the districts of the choice of the petitioner.

(4) He contends that highlighting this aspect, petitioner has submitted a representation dated 26.02.2020 (Annexure P-7) to the Director,

Elementary Education, Haryana-respondent No. 2, which has, till date, not been considered nor any decision taken. 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 **CWP No.8101 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).

- (5) Counsel contends that the petitioner, 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 26.02.2020 (Annexure P-7) submitted by her within some specified time.
- (6) Notice of motion. On the asking of the Court, Mr. Hitesh Pandit, Addl. A.G., Haryana, accepts notice on behalf of the respondents. Learned State counsel could not oppose the prayer made by counsel for the petitioner for decision on the above-said representation submitted by the petitioner.
- (7) In the light of the above and without commenting upon the merits of the case, the present petition is disposed of with a direction to the Director, Elementary Education, Haryana-respondent No. 2 to consider and decide the representation dated 26.02.2020 (Annexure P-7) submitted by 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, referred to above. In case of non-consideration of the claim of the petitioner

within the time stipulated, cost amounting to Rs.5,000/- shall be payable to the petitioner by respondent No.2.

(8) So ordered.

20.07.2020
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(Girish Agnihotri)
Judge

1. *Whether speaking/reasoned?*
2. *Whether reportable?*

Yes/No
Yes/No