

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP-11255-2015

Date of decision:-06.01.2020

Dev Bala

.....Petitioner

vs.

State of Haryana and others

....Respondent

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr. R.P.Verma, Advocate for
Mr. Radhe Shyam, Advocate
for the petitioner.

Mr. Harish Nain, AAG, Haryana.

RITU BAHRI, J.(Oral)

By this petition, the petitioner is seeking direction to the respondents to adjust her at the previous place of posting i.e. Govt. Primary School Salemgarh, Hisar with further direction to the respondents to release the salary w.e.f. 03.07.2014 till date.

On Notice of this petition, written statement has been filed by respondents No. 1 to 5 and in para 3 of the reply, it is stated that vide order dated 26.06.2014 (Annexure R-1), petitioner was directed to join at Govt. Primary School, Harikot, District Hisar and was relieved from the Govt. Primary School, Salemgarh on 03.07.2014. Thereafter she joined on 03.07.2014 at Govt. Primary School, Harikot. Since there was no workload available in the Govt. Primary School, Harikot, the petitioner was relieved from there on 24.09.2014 and was adjusted at Govt. Girls Primary School, Bithmara, District Hisar vide order dated 26.11.2014 (Annexure R-3). However, she joined in that school on 03.06.2015 as per the joining report

dated 03.06.2015 (Annexure R-4). The petitioner has already been paid the

salary from July, 2014 to 25th November, 2014 when no station could be allotted to her. The certificate of Drawing and Disbursing Officer regarding release of salary is Annexure R-5. However, from 26.11.2014 till 03.06.2015 she has not been given any salary on the principle of 'No Work No Pay' as she did not join deliberately at Govt. Girls Primary School, Bithmara. The transfer order dated 26.11.2014 (Annexure R-3) was in the knowledge of the petitioner and despite that she did not join at Govt. Girls Primary School, Bithmara for 6 months and 7 days. Moreover, during the pendency of this writ petition, she has superannuated.

Keeping in view above, no ground is made out to give direction to the respondents to release salary for the period 26.11.2014 till 03.06.2015 and with respect to the period July, 2014 to 25th November, 2014, salary has already been released to the petitioner as per the certificate of Drawing and Disbursing Officer (Annexure R-5).

Writ petition is dismissed.

06.01.2020
Divyanshi

(RITU BAHRI)
JUDGE

Whether speaking/reasoned :	Yes/No
Whether reportable :	Yes/No