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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 16786 of 2020
Date of decision: 12.10.2020

Bhadur Singh Narwal and others

..... Petitioners

V/s.

State of Haryana and others

..... Respondents

CORAM: - HON'BLE MR. JUSTICE SANJAY KUMAR

Present: Mr. Ankur Lal, Advocate and
Mr. S.K. Nehra, Advocate, for the petitioners.

Mr. Rajesh Gaur, Additional Advocate General, Haryana and
Mr. Minderjeet Yadav, Deputy Advocate General, Haryana.

Sanjay Kumar, J.

The petitioners, 33 in number, assail the orders dated 19.09.2020 passed by the Delhi Public School, Gurgaon, removing them from service. However, perusal of one such impugned order dated 19.09.2020 reflects that it is in the nature of a retrenchment notice and the school also paid retrenchment compensation thereunder.

The statutory remedy provided under the Industrial Disputes Act, 1947, in relation to such retrenchment would lie before the Labour Court/Industrial Tribunal concerned. It is not open to the petitioners to circumvent such an efficacious remedy and come before this Court by way

of a writ petition against such retrenchment. This is apart from the issue as to whether a writ petition would even lie against the Delhi Public School.

Thus, on more counts than one, this Court is of the opinion that this writ petition is not maintainable.

On that short ground, the writ petition is dismissed leaving it open to the petitioners to take recourse to appropriate remedies available to them before the proper forum, in accordance with law.

No order as to costs.

(SANJAY KUMAR)
JUDGE

12.10.2020

rakesh

whether speaking/non speaking : Yes/no

whether reportable/non reportable : Yes/no