

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

CWP-8827-2016

Date of Decision: 27.01.2020

Samuel

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM : Hon'ble Mr. Justice Harsimran Singh Sethi

Present : Mr. K.P.S. Sandhu, Advocate
for the petitioner.

Mr. Navdeep Chhabra, Deputy Advocate General, Punjab.

HARSIMRAN SINGH SETHI, J.(Oral)

In the present writ petition, the petitioner is claiming that he discharged the duties of the post of lecturer till he retired from service on 31.03.2015, hence petitioner is entitled for the pay of the post of lecturer. Learned counsel for the petitioner concedes that the petitioner was granted extension in service in the cadre of S.S. Master.

If extension in service is on the post of S.S. Master, claim of the pay of lecturer raises a disputed question of facts, as respondents are disputing that petitioner worked on the post of lecturer. Disputed question of fact, cannot be gone into by this Court.

Faced with this situation learned counsel for the petitioner prays

that petitioner be allowed to withdraw the present writ petition with liberty to approach the Civil Court for the redressal of the grievances as raised in the present writ petition for the grant of salary of the post of lecturer by proving the fact that the petitioner discharged duties on the said post even during the period of extension which was given against post of S.S. Master.

Dismissed as withdrawn with liberty as prayed for.

(HARSIMRAN SINGH SETHI)
JUDGE

27.01.2020
Parveen Sharma

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