

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

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**CWP No.21195 of 2020 (O&M)
Date of Order:17.12.2020**

Gurtej Singh

..Petitioner

Versus

State of Punjab and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. J.S.Ghuman, Advocate,
for the petitioner.

Mr. Nikhil Chopra, Addl.A.G.,Punjab and
Mr. Krishan Kumar, Secretary, School Education, Punjab

ANIL KSHETARPAL, J(Oral)

Hearing of the case was held through video conferencing on account of restricted functioning of the Courts.

On 10.12.2020, the following order was passed:-

The petitioner is at present working as Lecturer (Science) in Government High School, Romana Ajit Singh, District Faridkot. He due to retirement on attaining the age of superannuation on 31.12.2020. The petitioner claims that he is entitled to continue till 31.03.2021 i.e. the end of Academic Session of the school in terms of Section 3 of Punjab School Teachers Extension in Service Act, 2015.

Since, the limited prayer was made, therefore, in the before lunch session, Ms. Anju Arora, Addl. A.G. Punjab was requested to take instructions. When the case was taken up in the post lunch session, she has stated that in similar cases, this Court has restrained the government from relieving such employees. She further submits that the decision on this aspect is pending with the Department of Finance.

Thus, it is apparent that all the employees are being forced to come to the Court only because the decision at appropriate time is not being taken.

Keeping in view the aforesaid facts, let Secretary, School Education, Punjab attend the hearing of the case on the next date of hearing.

Adjourned to 17.12.2020.”

In deference to the order, Shri Krishan Kumar, Secretary, School Education, Punjab, has attended the hearing of the case and apprised the court of a decision taken at the highest level. He submits that the Government has decided to repeal the Punjab School Teachers Extension in Service Act, 2015.

However, he submits that the petitioner shall be permitted to continue in service till the time the Punjab School Teachers Extension in Service Act, 2015 is repealed or 31.03.2021, whichever is earlier.

Keeping in view the aforesaid facts, no further order is required to be passed in the writ petition.

Hence, disposed of accordingly.

December 17, 2020
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(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned
Whether reportable

: Yes/No
: Yes/No