

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

CWP-21769-2020 (O&M)
Date of decision : 25.01.2021

Manoj Kumar

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Ram Pal Verma, Advocate for the petitioner.

Mr. Samarth Sagar, Addl. A.G. Haryana.

ANIL KSHETARPAL, J. (ORAL)

The petitioner prays for issuance of a writ in the nature of certiorari for quashing the reply/order dated 20.10.2020, declining the request of the petitioner to grant arrears of salary. The reasons for declining the prayer, reads as under:-

“7. Para No.7 Mr. Manoj Kumar never held eligible extension lecturer so he was paid remuneration equal to the remuneration of non-eligible extension lecturer. By presenting a bogus degree he has created chaos in the smooth functioning of the college and he succeeded in drawing Rs.57700/- per month from Govt. College for Girls, Manesar. He has committed a crime of creating obstacles and obstructions in the Govt. work. Also he has misappropriated a huge amount of money from the Govt. exchequer. He has tried to harass the office and by staking

claims on false grounds.”

Learned counsel for the petitioner contends that the respondents are not justified in withholding the salary of the petitioner as a Non-Extension Lecturer.

It is clear from the reading of the extracted part of the order that the respondents have taken a stand that he has been paid remuneration equal to the remuneration payable to a Non-Eligible Extension Lecturer. Further, it is found that the petitioner served in the College on the basis of a bogus degree.

Keeping in view the aforesaid facts, this Court is not inclined to issue the writ as prayed for.

Accordingly, the writ petition is disposed of with liberty to the petitioner to avail the alternative remedy of civil suit, if so advised.

25.01.2021

Pawan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No