

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-PIL No.53 of 2022
Date of Decision :27.04.2022

Anil Bhatia

.....Petitioner

Versus

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR.JUSTICE RAVI SHANKER JHA, CHIEF JUSTICE
HON'BLE MR.JUSTICE ARUN PALLI, JUDGE

Present : Petitioner in person.

Mr. Deepak Balyan, Addl.A.G. Haryana.

RAVI SHANKER JHA, CHIEF JUSTICE (Oral):

This petition has been filed by the petitioner by way of a Public Interest Litigation challenging the appointment of respondent No.3 as Principal-cum-*ex officio* Member Secretary of the Governing Body D.N. College, Hisar, Haryana, which comes under DAV College Managing Committee, Delhi.

The petitioner who is appearing in person submits that the College in question is situated in Haryana and is affiliated with Kurukshetra University, Kurukshetra, and is, therefore, bound by the statutory provisions of the law as it prevails in the State of Haryana. He submits that the authorities were therefore, required to ensure that the appointment of the Principal in the College concerned was made in accordance with the statutory provisions prevalent and applicable to the State of Haryana. He further submits that the respondents totally ignoring the statutory provisions

and appointed respondent No.3 as Principal, which is patently contrary to the law and his appointment deserves to be quashed. He further submits that he had filed the representation dated 09.07.2021, before the authorities, bringing to the notice the aforesaid illegality committed by the private respondents, which has been taken cognizance of by the Additional Chief Secretary, Haryana, who asked the concerned authorities to examine the matter and put up at the earliest, but no action thereon has been taken. He further pointed out that on a previous complaint made by the petitioner in respect of the similar illegality committed by the respondents, the authorities examined the matter and passed an order dated 07.01.1993 (Annexure P-7), to the effect that the action of the respondents was contrary to the law.

Learned Addl. Advocate General appearing for the State of Haryana submits that the matter has already been taken cognizance of by the Additional Chief Secretary, Haryana, who has called for comments. He further submits that the authorities would take up the matter and a decision thereon shall be taken expeditiously, in accordance with law and the procedure prescribed therein.

In view of the statement made by learned Additional Advocate General appearing for the State of Haryana and in terms thereof, the petition filed by the petitioner stands disposed of.

(RAVI SHANKER JHA)
CHIEF JUSTICE

(ARUN PALLI)
JUDGE

27.04.2022
Manoj Bhutani

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