

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(235)

CWP No. 13906 of 2018
Date of Decision : 29.10.2022

Kusum and others

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Ms. Arushi Lamba, Advocate for
Mr. Vibhav Jain, Advocate for the petitioners.

Mr. Rajesh Gaur, Additional Advocate General, Haryana.

Harsimran Singh Sethi J. (Oral)

The present petition has been filed challenging the order dated 16.05.2018 (Annexure P-27) by which, directions were issued by the Director Elementary Education to take particular action against the unqualified Guest Teachers.

Learned counsel for the respondents-State, on instructions from Ashok Kumar, submits that after the filing of the present petition, Haryana Guest Teachers Service Act, 2019 (in short '2019 Act') has come into operation and all the actions are to be taken in pursuance to the said Act only and no action will be taken on the basis of the order dated 16.05.2018 (Annexure P-27) if the same is contrary to the provisions of 2019 Act.

Learned counsel for the respondents further submits that in case any action

is to be taken against any of the Guest Teacher, on any ground, the same will be done after following due process of law including serving of show cause notice and giving due opportunity of defence to the said Guest Teachers.

Learned counsel for the petitioners submits that keeping in view the statement of learned State counsel, the present petition may kindly be disposed of having been not pressed, at this stage, with liberty to the petitioners to invoke appropriate jurisdiction in case, any adverse order is passed against them.

Ordered accordingly.

October 29, 2022
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No