

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(135)

CWP No. 17722 of 2022
Date of Decision : 10.08.2022

Purnima Gupta

...Petitioner

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Anurag Goyal, Advocate for the petitioner.

Harsimran Singh Sethi J. (Oral)

Learned counsel for the petitioner submits that the grievance of the petitioner in the present petition is that she was posted on a post, which is a non-teaching post and the prerogative to post an employee on a particular post is with the respondents but the said act of the respondents is causing prejudice to the petitioner with regard to computing of marks under the heading 'Well Performing Teachers'.

Learned counsel for the petitioner submits that for achieving marks under the said criteria a teacher is entitled for the grant of marks upto a maximum of 05, keeping in view the result of the last board examination.

Learned counsel for the petitioner argues that as the petitioner was working on a non-teaching post for the last 10 years, she should be evaluated and granted marks under the heading 'Well Performing Teachers' keeping in view the last teaching assignment which the petitioner had undertaken.

Learned counsel for the petitioner submits that petitioner has already raised the said grievance in the representation dated 02.08.2022 (Annexure P-15), which is still pending consideration with the respondents and petitioner will be satisfied, at this stage, in case a direction is issued to respondent No. 2 to decide the same by passing an appropriate speaking order in a time bound manner.

Notice of motion.

On the asking of the Court, Mr. Harish Nain, learned Assistant Advocate General, Haryana, who is present in Court, accepts notice on behalf of the respondent-State and raises no objection in deciding the representation dated 02.08.2022 (Annexure P-15) in a time bound manner by passing an appropriate speaking order.

In view of the pleadings in the present petition, without expressing any opinion on the merits of the case or the claim being made by the petitioner in the representation, respondent No. 2 is directed to decide the representation dated 02.08.2022 (Annexure P-15), by passing a speaking order within a period of 10 days from the receipt of copy of this order.

Present writ petition stands disposed of.

August 10, 2022
kanchan

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No