

CWP-26311-2022 and other connected cases

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

**(119) CWP-26311-2022
Date of Decision : 17.11.2022**

Sudesh Kumari .. Petitioner

Versus

State of Haryana and others .. Respondents

(120) CWP-26331-2022

Inderpal Singh and another .. Petitioners

Versus

State of Haryana and another .. Respondents

(121) CWP-26337-2022

Subhash Chand and others .. Petitioners

Versus

State of Haryana and others .. Respondents

(122) CWP-26339-2022

Sheetal Kumari .. Petitioner

Versus

State of Haryana and others .. Respondents

(123) CWP-26356-2022

Parmod Choudhary and others .. Petitioners

Versus

State of Haryana and others .. Respondents

(124)

CWP-26357-2022

Shamsher Singh and others

.. Petitioners

Versus

State of Haryana and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Vikas, Advocate for
Mr. Kamal Mor, Advocate, for the petitioners
in CWP-26311-2022 and CWP-26339-2022.

Mr. Tejpal Dhull, Advocate for the petitioners
in CWP-26331-2022.

Mr. Anshul Gupta, Advocate, for the petitioners
in CWP-26337-2022.

Mr. Vikram Sheoran, Advocate, for the petitioners
in CWP-26356-2022 and CWP-26357-2022.

Harsimran Singh Sethi J. (Oral)

By this common order, six writ petitions, the details of which have been given in the heading, are being disposed of as all the petitions involve the same question of law on similar facts.

In the present petitions, the grievance of the petitioners is that they are working as Guest Teachers and are now being threatened with dislocation from their present place of posting on the ground that the Guest Teachers, who have been displaced so as to accommodate regular employees, are to be adjusted at their place, which is not at all envisaged in the transfer policy.

Learned counsel for the petitioners submits that the displaced

Guest Teachers are to be accommodated at the places, which are vacant and are not to be adjusted, where other Guest Teachers are already working.

One of the grievance raised in the present petitions is that petitioners have already participated in the transfer drive and they have already been allocated a particular station but now, even from the said station, they are being transferred within a short span of time, as being alleged, which according to the petitioners, is totally arbitrary and illegal.

Another grievance of the petitioners in CWP No. 26337 of 2022 is that they were dislodged by the regular teachers from their present place of posting but the respondents themselves showed that 78 stations are to be filled from the Guest Lecturers and only 73 Guest Lecturers applied in the same District, but still, rather than considering the claim of the petitioners in the advertised stations available in the same District, they are being sent outside the District and that too without giving any valid justification.

Learned counsel for the petitioner(s) submits that the petitioner(s) have already raised the said grievance by filing representations, copies of which have been attached with the present petitions and the petitioner(s) will be satisfied at this stage, in case a time bound direction is issued to the respondents to decide the said representations.

Notice of motion.

Mr. Harish Nain, Assistant Advocate General, Haryana, who is present in the Court, accepts notice on behalf of the respondents.

Learned counsel for the respondents submits that the representations of the petitioner(s), if already filed or submitted by the

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petitioner(s) with in a period of three days from today, will be considered and decided within a period of eight weeks from the receipt of copy of this order.

It is directed that till a decision is taken on the representations filed by the petitioners, no coercive action of their displacement will be taken by the respondent-department.

All the writ petitions stand disposed of in above terms.

A photocopy of this order be placed on the file of other connected cases.

November 17, 2022
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No