

**CM-3646-CWP-2023 &
CM-3647-CWP-2023 in
RA-CW-57-2023 in
CWP-36027-2019**

Sushila Goyat

vs.

State of Haryana and others

Present:- Ms. Vibha Tewari, AAG, Haryana
for the applicant-State.

Mr. B.S. Rathee, Advocate for the non-applicant/petitioner.

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CM-3646-CWP-2023

The present application has been filed for condonation of delay of 280 days in filing the present review application.

Keeping in view the averments made in the application, which are duly supported by an affidavit, the application is allowed. Delay of 280 days in filing the present review application is condoned.

RA-CW-57-2023

Present review application has been filed for reviewing the order dated 19.04.2022 passed by this Court in CWP-36027-2019.

Learned counsel for the applicant-State argues that the grant of benefit in favour of the petitioner by this Court by placing reliance upon Annexure P/17 is not correct for the reason that only the service rendered in the Education Department could have been taken into account, which fact has not been considered by this Court while passing the order dated 19.04.2022 which is sought to be reviewed.

The said argument which has been raised is incorrect. Only forwarding letter dated 09.02.2011 is by the department of Education but contents of the said information is based upon the decision of the

Department of Finance, Government of Haryana wherein, it has been mentioned that counting of the past service rendered by an employee in any aided school/college before they were taken over or before the appointment of an employee in the other Government establishment was being decided.

From the subject matter in the decision of the Department of Finance attached with the letter of the Department of Education dated 09.02.2011, it is clear that service rendered in Government Aided school is to be counted in case said school is taken over by the Government or employee concerned appointed in any other Government establishment. The Government establishments are not limited to the Education Department as other departments are also to be treated as Government establishment hence, the argument which is being raised by the learned counsel for the applicant-State to differentiate the claim of the petitioner is without any valid justification and cannot be accepted to review the order dated 19.04.2022 passed by this Court.

Keeping in view the above, no ground is made out to allow the present review application and the same is accordingly dismissed.

CM-3647-CWP-2023

Application is also dismissed.

March 28, 2023
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(HARSIMRAN SINGH SETHI)
JUDGE