

ADDENDUM

CWP-1227-2001 (O&M), CWP-18850-1996 (O&M), CWP-2100-2001
CWP-3956-2001, CWP-9642-2007, CWP-15780-2008 (O&M)
CWP-5195-2009(O&M), CWP-15294-2009 (O&M), CWP-1897-2014
CWP-10612-2011, CWP-6295-2011, CWP-6585-2012
CWP-20847-2012, CWP-20248-2013, CWP-2468-2015 (O&M)
CWP-4023-2015, CWP-9252-2015, CWP-25914-2015
CWP-27305-2015, CWP-2081-2016 ,CWP-19254-2016(O&M)
CWP-19519-2016(O&M), CWP-20023-2016, CWP-2863-2017
CWP-3503-2017, CWP-4310-2017, CWP-9724-2017
CWP-10307-2017, CWP-24767-2017, CWP-27489-2017 (O&M)
CWP-29880-2017, CWP-12987-2018, CWP-15410-2018 (O&M)
CWP-15669-2018 (O&M), CWP-17066-2018, CWP-19377-2018 (O&M)
CWP-19825-2018, CWP-21197-2018 (O&M), CWP-21319-2018
CWP-21938-2018 (O&M), CWP-25244-2018, CWP-26720-2018
CWP-28028-2018, CWP-28395-2018, CWP-30811-2018
CWP-6079-2019, CWP-28904-2019, CWP-19475-2019,
CWP-6516-2019 (O&M), CWP-18026-2019, CWP-8347-2019
CWP-18184-2019, CWP-24448-2021, CWP-19494-2019
CWP-1227-2001, CWP-22169-2015, CWP-9702-2018
CWP-15098-2018, CWP-15220-2018, CWP-30307-2018
CWP-9006-2019, CWP-27647-2022, CWP-26092-2019
CWP-22413-2021, CWP-8305-2023, CWP-9035-2023
CWP-759-2022, CWP-1065-2023, CWP-1636-2020
CWP-2269-2021, CWP-3375-2023, CWP-3768-2023
CWP-4193-2021, CWP-4615-2023, CWP-4865-2021
CWP-5236-2006, CWP-5370-2023, CWP-7264-2023
CWP-7327-2023, CWP-7437-2020, CWP-7461-2021
CWP-7682-2023, CWP-7688-2021, CWP-7961-2021
CWP-7985-2023, CWP-8005-2021, CWP-8224-2023
CWP-8822-2019, CWP-9029-2023, CWP-9221-2022
CWP-9293-2021, CWP-9974-2023, CWP-10026-2020
CWP-10239-2023, CWP-10983-2023, CWP-11250-2023
CWP-11258-2021, CWP-11347-2023, CWP-11388-2023
CWP-11568-2023, CWP-11740-2020, CWP-11826-2022
CWP-11997-2021, CWP-12492-2023, CWP-12839-2023
CWP-12883-2023, CWP-12886-2022, CWP-12938-2023
CWP-14348-2023, CWP-14541-2023, CWP-14673-2023
CWP-14861-2023, CWP-15199-2023, CWP-15292-2021
CWP-15330-2023, CWP-15455-2021, CWP-15478-2023
CWP-15619-2023, CWP-15993-2023, CWP-16100-2020
CWP-16137-2023, CWP-16663-2023, CWP-17407-2022
CWP-17547-2021, CWP-18382-2022, CWP-18431-2022
CWP-18510-2023, CWP-18679-2017, CWP-18977-2022
CWP-19622-2022, CWP-19885-2021, CWP-20039-2021
CWP-20762-2022, CWP-22156-2021, CWP-22274-2022
CWP-22513-2022, CWP-22660-2022, CWP-23176-2022
CWP-23188-2021, CWP-23889-2021, CWP-27096-2021
CWP-27449-2022, CWP-28958-2019, CWP-30293-2022
CWP-30387-2022, CWP-31971-2019, CWP-36109-2019

KASTURI LAL SAGGAR

Vs.

DAV COLLEGE OF EDUCATION, HOSHIARPUR THROUGH
PRESIDENT, DAV COLLEGE MANAGING COMMITTEE,
HOSHIARPUR AND OTHERS

While making correction, it is noticed that a typographical error has crept in the order dated 20.09.2023 and 21.09.2023, as the provisions quoted in para No.3 have been amended from time to time. The amended provisions have been left to be typed, therefore, after para No.3, following para No.3-A shall be read :-

3-A. Section 7-A of the Act read as follows:-

(1) The State Government may, by notification, in the Official Gazette, constitute one or more Educational Tribunals for Tribunal such area or areas, as may be specified in such notification.

(2) Each Educational Tribunal shall consist of a Chairman and two members, out of whom, one shall be from amongst the persons, who have administrative background and the other from amongst the persons, who have academic background.

(3) The Chairman of an Educational Tribunal, shall be appointed by the State Government in consultation with the Chief Justice of the Punjab and Haryana High Court. The members of an Educational Tribunal shall be appointed by the State Government.

(4) A person shall not be qualified for appointment as Chairman of an Educational Tribunal, unless he has been a Judge of the High Court.

(5) A person shall not be qualified for appointment as a member of an Educational Tribunal from the category of persons, having administrative background, unless he has been an officer of the State Government, not below the rank of a Principal Secretary to Government of Punjab.

(6) A person shall not be qualified for appointment as a member of an Educational Tribunal from the category of persons, having academic background, unless he has been a Principal of College for a minimum period of one year.

(7) If a vacancy, other than on account of temporary absence, occurs in the office of the Chairman, the State Government shall appoint another person in accordance with the provisions of this Section to fill the vacancy, and the proceedings may be continued before the Educational Tribunal from the stage at which, the vacancy is filled.

(8) The State Government shall make available to an Educational Tribunal such staff, as may be necessary in the discharge of its functions under this Act.

(9) All expenses incurred in connection with an Educational Tribunal, shall be borne by the State Government.

(10) The Educational Tribunal shall have power to regulate its own procedure in all matters arising out of the discharge of its functions including the place or places at which, it shall hold its sittings:

Provided that the State Government, may, specify any place or places, where the Educational Tribunal shall hold its sittings.

(11) The Educational Tribunal shall, for the purposes of disposal of an application made under this Act, have the same powers, as are vested in an appellate Court by the Code of Civil Procedure, 1908. An Educational Tribunal shall also have the power to stay the operation of any order, appealed against, on such terms, as it may think appropriate.

(12) The Educational Tribunal shall have jurisdiction to hear all cases of disputes between the 'Managing Committees' and the 'employees', as defined in this Act, and the Punjab Privately Managed Recognized Schools Employees (Security of Service) Act, 1979.

(13) The order of the Educational Tribunal shall be final.

(14) Every order made by the Tribunal shall be enforced by it in the same manner as if it were a decree made by the Court in a suit before it, and the provisions of Order XXI of the First Schedule to the Code of Civil Procedure, 1908, shall apply.

The present order shall be read as part and parcel of order dated 20.09.2023 and 21.09.2023, passed in the aforementioned cases.

A copy of this order be placed on the files of aforesaid cases.

(SANJEEV PRAKASH SHARMA)
JUDGE

28.09.2023
rajesh