

**IN THE HIGH COURT OF PUNJAB AND HARYANAAT
CHANDIGARH**

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CWP-7041-2023 (O&M)

Date of Decision: 10.04.2023

AMIT KUMAR AND ORS

... Petitioners

Versus

STATE OF HARYANA AND OTHERS

... Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Ankit Chahal, Advocate
for the petitioners.

HARNARESH SINGH GILL, J.(Oral)

Prayer in this petition is for issuance of a writ in the nature of Mandamus directing the respondents to allow the petitioners to continue on deputation at their present places of posting, against the posts of JBT Teachers, in view of the order dated 21.12.2022 passed by a Coordinate Bench of this Court in CWP-20923-2017.

Notice of motion.

On the asking of this Court, Mr. RS Budhwar, Additional AG Haryana accepts notice. He submits that as per the official communication dated 31.03.2023 issued by Director, Elementary Education, Haryana to the District, Elementary Education Officers, Panckhula and Mewat, Haryana, the petitioner and all such like teachers will not be relieved till further orders. He further submits that exercise of allocation of permanent posting to the petitioners and all such like teachers, recruited in the year 2004, 2008 and 2011, is under process and the same will be completed in due course of time.

I have heard the learned counsel for the parties.

As noticed above, vide communication dated 31.03.2023, a conscious decision has already been taken by the Director, Elementary Education, Haryana, that all the teachers in the District of Panchkula and Mewat, will not be relieved till further orders.

In view of the above, the present petition is disposed of with directions to the respondents to allow the petitioners to continue at their present places of posting, till allocation of Districts.

However, in case of any exigency, respondent No.2-Director, Elementary Education, Haryana, would be at liberty to exercise his power of transferring the petitioners, after giving them an opportunity of hearing and as per the Policy.

10.04.2023

Aman Jain

(HARNARESH SINGH GILL)
JUDGE

<i>Whether speaking/reasoned</i>	:	<i>Yes/No</i>
<i>Whether reportable</i>	:	<i>Yes/No</i>