

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH

CWP No.11427 of 2019 (O&M)

Date of Decision.29.03.2023

Dimple

...Petitioner

Vs

Director Secondary Education, Haryana and others

...Respondents

CORAM:HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: None for the petitioner.

Mr. Kapil Bansal, DAG, Haryana.

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JAISHREE THAKUR J. (ORAL)

1. The present writ petition has been filed under Article 226/227 of the Constitution of India for issuance of writ, order or direction to the respondents to decide the case of the petitioner and other candidates, in view of the directions passed by the Education Tribunal, Panchkula vide judgment dated 02.11.2017.

2. In brief, facts are that on 24.04.2017, petitioner joined as Social Studies/Economics Teacher in HMT Employees Education Society Senior Secondary School, Pinjore against an unsanctioned post. The management of the Society vide order dated 10.03.2017 decided to close the said school w.e.f. 01.04.2017 and pursuant to the said decision, services of the petitioner and other staff members were terminated. Petitioner along with other staff members approached the Education Tribunal, Panchkula and the Tribunal vide its order dated 02.11.2017 directed the Director, Secondary Education, Haryana to hear the case of the petitioners therein afresh. Since the matter was pending before the Director, Secondary Education, Haryana in appeal and no

decision was being rendered thereon, the instant writ petition has been filed for early disposal of the said appeal.

3. Mr. Bansal, DAG, Haryana appearing for the respondents on the basis of the written statement filed would submit that the writ petition has been rendered infructuous, as the Director, Secondary Education, Haryana vide order dated 06.07.2018 has already taken a decision on the appeal filed by the petitioner.

4. I have gone through the pleadings of the case. No one has put in appearance on behalf of the petitioner, however, since the limited prayer made by the petitioner was for issuing a direction to the Director, Secondary Education, Haryana to decide the appeal of the petitioner and other staff members in view of the judgment rendered by the Education Tribunal, Panchkula, which does not survive any more as the appeal has been decided by the Director, Secondary Education, Haryana vide order dated 06.07.2018, this Court finds that the writ petition has become infructuous.

5. Consequently, the instant petition stands dismissed as having been rendered infructuous. In case, petitioner is aggrieved of the order dated 06.07.2018, she would be at liberty to challenge the same in accordance with law.

(JAISHREE THAKUR)
JUDGE

March 29, 2023
Pankaj*

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No