

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

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**CWP-9722-2023 (O&M)
Date of decision: 24.05.2023**

Manisha

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Jasbir Mor, Advocate for the petitioner.

HARNARESH SINGH GILL, J. (ORAL)

Prayer in the present petition is for issuance of a writ in the nature of Certiorari quashing the re-allocation/re-adjustment order dated 17.04.2023 (Annexure P-13) of the petitioner for adjustment of respondent No.4 (Guest Faculty).

Learned counsel for the petitioner submits that the petitioner has worked as Guest Faculty at Govt. Polytechnic (GP) Jamalpur Shekon (Fatehabad) from 2018 to 17.04.2023, when the marching orders of the petitioner from GP Jamalpur Shekon to GP Sirsa were issued. He further submits that respondent No.4 (Guest Faculty), who has been adjusted in place of the petitioner, was relieved from GP Mandi Adampur on arrival of a regular appointee. It is further submitted that no regular candidate has been appointed in the place of the petitioner till date.

Learned counsel for the petitioner further submits that the decision taken by respondent No.2-Director General, Technical Education Department, Haryana, is against the law laid down by this Court in CWP-18620-2009 and other connected cases decided on 25.10.2010.

After arguing for some time, learned counsel for the petitioner submits that the petitioner has already raised the said grievance before the respondents by way of filing a representation dated 21.04.2023 (Annexure P-17), which is still pending consideration. It is further submitted that the petitioner will be satisfied in case a time bound direction is issued to respondent No.2-Director General, Technical Education Department, Haryana, to decide the said representation.

Notice of motion.

On the asking of this Court, Mr. R.S. Budhwar, Addl. AG Haryana accepts notice on behalf of respondent-State and submits that he has no objection in case, the directions for deciding the representation aforesaid, are issued.

At this stage, Mr. Sanchit Punia, Advocate appears and files power of attorney on behalf of respondent No.4 in the Court and opposes the arguments raised by the learned counsel for the petitioner.

I have heard the learned counsel for the parties and have also gone through the paper-book.

In view of the above, without expressing any opinion on the merits of the case, respondent No.2- Director General, Technical Education Department, Haryana, is directed to decide the representation dated 21.04.2023 (Annexure P-17) by passing a speaking order in terms of the law laid down by this Court in CWP-18620-2009 within a period of 04 weeks from the date of receipt of certified copy of this order.

Disposed of.

(HARNARESH SINGH GILL)
JUDGE

24.05.2023

Mangal Singh

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No