

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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CWP-12936-2023 (O&M)
Date of decision: 02.06.2023

Ramesh Kumar

...Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Aditya Yadav, 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 action of the respondent-department vide which they are not giving any benefit of the services rendered by the petitioner on *ad hoc* basis as Junior Basic Training (JBT) Teacher.

Learned counsel for the petitioner submits that the period of services rendered by the petitioner on *ad hoc* basis as JBT Teacher has not been counted by the respondent-department for granting increments and seniority, despite the fact that the petitioner has served a legal notice dated 02.05.2023 (Annexure P-13) upon the respondents.

After arguing for some time, learned counsel for the petitioner submits that the petitioner will be satisfied in case a time bound direction is issued to respondent No.2 to decide the said legal notice. Learned counsel for the petitioner also prays that in case, any favourable order is passed, the benefits be released to the petitioner within a stipulated period.

Notice of motion.

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

In view of the above, without expressing any opinion on the merits of the case, respondent No.2-Director Elementary Education, Haryana, is directed to decide the legal notice dated 02.05.2023 (Annexure P-13) by passing a speaking order within a period of eight weeks from the date of receipt of certified copy of this order, in accordance with law.

It is also directed that in case, the order is passed in favour of the petitioner, the consequential benefits be also released within a stipulated period.

Disposed of.

(HARNARESH SINGH GILL)
JUDGE

02.06.2023
Mangal Singh

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