

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-16438-2015(O&M)

Date of Order:10.05.2023

ARPIT SETIA

.Petitioner

Versus

STATE OF PUNJAB AND ORS

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Nitin Kant Setia, Advocate
for the petitioner.

Mr. R.K.Kapoor, Addl.A.G., Punjab

Mr. Abhishek Arora, Advocate, for
Mr. Ravi Inder Singh, Advocate
for respondent no.2

Mr. Rajesh Narang, Advocate
for respondent no.4 to 6.

ANIL KSHETARPAL, J

1. The petitioner prays for the issuance of a writ in the nature of certiorari in order to seek the following reliefs:-

"I. Issue with in the nature of certiorari for expunging/quashing adverse remarks in the annual confidential report (Annexure P-11), transfer order (Annexure P-18), warning order (Annexure P-3), contract renewal order (Annexure P-17); and

II. Issue writ in the nature of mandamus directing the respondent no. 1 to 3 to renew the contract of the petitioner in accordance with law along with all accruing benefits; AND

III. Issue further directions to respondents no.1 to 3 to take strict action against respondents no.4 to 6 for violation of

provisions of right to education act and for tempering/manipulating the school record.”

2. The relevant facts, in brief, are required to be noticed in order to comprehend the controversy involved in the present case:

The petitioner was appointed as a Social Science Master under the Sarv Shiksha Abhiyan scheme run under the aegis of Sarv Shiksha Abhiyan Authority on a contract basis. He has filed the writ petition challenging certain adverse remarks about his behaviour, entries in the Annual Confidential Reports, transfer order and the warning issued to him.

3. During the pendency of the writ petition, the service of the petitioner has already been regularised in the year 2018. By an interim order dated 11.08.2015, it was directed not to relieve or transfer the petitioner till further orders. Hence, he has continued working at the same place for the last 8 years.

4. Keeping in view the aforesaid facts, the writ petition is substantially rendered infructuous and hence disposed of with liberty to the petitioner to file a representation for expunction of remarks to the competent authority which shall be considered sympathetically.

5. All the pending miscellaneous applications, if any, are also disposed of.

May 10, 2023
nt

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned
Whether reportable

:YES/NO
:YES/NO