

2023:PHHC:082907

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

201

**CWP No.18354 of 2014
Date of Decision: 03.07.2023**

Kulwinder Kaur

.... **Petitioner**

Versus

State of Punjab and others

.... **Respondents**

CORAM: HON'BLE MR. JUSTICE SANJEEV PRAKASH SHARMA

Present: Mr.Ish Puneet Singh, Advocate for the petitioner.

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

Mr.S.K.Bokolia, Advocate for respondent No.6.

SANJEEV PRAKASH SHARMA, J (ORAL)

The petitioner by way of this petition has prayed for issuing appointment letter to the petitioner and that she should be paid salary from the date she has joined the service.

Per contra, counsel appearing for the respondent has stated that the petitioner was allowed to join wrongfully by the respondent No.6 the Head Master and no right accrues in favour of the petitioner.

It has also come on record that the petitioner has discontinued to work since 2013 and the writ petition was filed in the year 2014. However, there is no challenge to her termination/ dispensing of services. In view of the fact that the petitioner had discontinued to perform her duties, the question which requires to be examined only with regard to the payment of salary for the intervening period. Vide order dated 09.01.2020, this Court had passed an order directing to release the salary of the petitioner for the period from 19.01.2011 till the date she performed her duties.

In view of the fact that there is no challenge regarding dispensing with the services or prayer for continuation in services, this Court does not deem it appropriate to pass any further order. The order passed on 09.01.2020 is made absolute and this writ petition stands disposed of in the aforesaid terms. However, the order passed by this Court would not prevent the petitioner from taking any recourse to remedy with regard to her termination.

The present petition is accordingly disposed of.

(SANJEEV PRAKASH SHARMA)
JUDGE

03.07.2023
Raman

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