

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

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**CWP No. 19642 of 2020
Date of Decision : 22.8.2023**

*Hitesh and others**.... Petitioners**Versus**State of Haryana and others**... Respondents*

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present: Mr. M.S. Rana, Advocate for the petitioners

Mr. Ravi Pratap, DAG, Haryana

Mr. V.K. Sachdeva, Advocate for respondent No.4

TRIBHUVAN DAHIYA, J. (ORAL)

This petition has been filed seeking a writ of *mandamus* directing the respondents to release pending arrears of salary and provident fund to the petitioners alongwith interest at the rate of 18% per annum from the due date till realisation.

2. Learned counsel for the State as well as respondent no. 4 have pointed out that the petitioners have been in employment with respondent no.3, which is private unaided educational institute. The service disputes raised in the instant petition regarding release of salary and dues are against respondent no.3 only, and, therefore, subject matter of jurisdiction of the Educational Tribunal in terms of law laid down by a Division Bench of this Court in *Management of S.D.Model Senior Secondary School and another v. District Judge-cum-Service Tribunal and another*, 2014 (13) RCR (Civil) 328.

3. Since all service disputes of employees against managements of

private educational institutes are to be adjudicated by the Educational

Tribunals in terms of the law laid down, as aforesaid, the instant petition is not maintainable and stands disposed of, accordingly, by relegating the petitioners to jurisdiction of the concerned Educational Tribunal for redressal of their grievances.

4. Registry is directed to send complete record of the instant case to the concerned Educational Tribunal for adjudication on merits.

(TRIBHUVAN DAHIYA)
JUDGE

22.8.2023

Ashwani

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No