

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

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**CWP No.20023 of 2023
Date of Decision : 20.10.2023**

*Naresh Chander Ghildiyal and another**..... Petitioners**versus**State of Haryana and others**..... Respondents*

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present: Mr. Saurabh Bajaj, Advocate, for the petitioners

TRIBHUVAN DAHIYA J. (ORAL):

This petition has been filed, *inter alia*, seeking a writ of *mandamus* directing the respondent authorities to release salary to the petitioners from June 2015 to December 2019 being twenty five per cent share of the management of respondent no.3/School.

3. Learned State counsel submits that since the dispute in the petition pertains to a private management, which was running the educational institution/respondent no.4 school, which is a government aided educational institution. To decide all disputes of employees working in aided/unaided institutions, the government has constituted Educational Tribunals in the districts vide notification, dated 7.5.2013, which will have the jurisdiction to decide the issues raised in the instant petition.

4. Undisputedly, respondent no.4 is a government educational institution. The Educational Tribunals set-up in terms of the aforesaid notification are to adjudicate upon all the disputes of employees working in aided/unaided institutions. This has been so interpreted 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 (1) SCT 652.

5. In view thereof, the petitioners are relegated to jurisdiction of the Educational Tribunal concerned for redressal of their grievances.

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

(TRIBHUVAN DAHIYA)
JUDGE

20.10.2023

Ashwani

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No