



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

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CWP-10606-1999 (O&M)
Date of decision : 13.11.2024

Jai Parkash Garg (since deceased) through his LRsPetitioners

V/S

State of Punjab and othersRespondent

CORAM : HON'BLE MR. JUSTICE NAMIT KUMAR

Present: Mr. Sapan Dhir, Advocate for the petitioner.

Mr. Rajesh Sehgal, Addl. A.G., Punjab.

Mr. Tushar Sharma, Advocate for respondent No.3.

Mr. Divyansh Vats, Advocate for
Mr. H.S. Batth, Advocate for respondent No.4.

NAMIT KUMAR, J. (ORAL)

1. Prayer in this writ petition filed by the petitioner under Articles 226/227 of the Constitution of India, is for issuance of a writ in the nature of mandamus, directing the respondents to grant selection grade of Rs.3700-5700/- w.e.f. 01.09.1993 i.e. on completion of 16 years of continuous service with a further direction to pay all the arrears along with interest @ 18% per annum.

2. Learned counsel for the parties are ad idem that the dispute being inter se the Management and the employee-petitioner, falls within the jurisdiction of the Educational Tribunal in terms of Section 7-A of the Punjab Affiliated Colleges (Security of Service) Act, 1974, therefore, the same may be transferred to the Tribunal for adjudication.



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3. In view of the above and without commenting on merits of the case, the present petition is ordered to be transferred to the Educational Tribunal, Punjab having the jurisdiction. Parties are directed to appear before the Tribunal on 02.12.2024.
4. Registry is directed to send the record of this case to the Tribunal forthwith.
5. Pending application, if any, shall stands disposed of accordingly.

13.11.2024

(NAMIT KUMAR)

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JUDGE

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No