

CWP-17129-1998 (O&M) -1-

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

106

CWP-17129-1998 (O&M)
Date of Decision :14.10.2024

Dev Mitter (since deceased) through LRs

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Sandeep Bansal, Advocate for the petitioner.

Mr. T.P.S. Chawla, Senior DAG, Punjab.

Mr. Tajeshwar Singh Sullar, Advocate for respondent No.4.

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Harsimran Singh Sethi, J. (Oral)

In the present petition, grievance of the petitioner is for the grant of certain benefits admissible to him while working in aided institution i.e. respondent No.4-Managing Committee, Kallar Khalsa High School, Haryana, Tehsil and District Hoshiarpur.

As per the judgment of the Division Bench of this Court in **C.R. No.4315-2012, titled as, Management of S.D. Model Senior Secondary School and another vs. District Judge-cum-Service Tribunal, decided on 20.12.2013** qua all the disputes between the employees and the management, the jurisdiction is with the Educational Tribunal.

Learned counsel for the petitioner has not been able to dispute that as per the judgment in **Management of S.D. Model Senior Secondary**

School (supra), present petition has to be decided by the Educational Tribunal, Punjab but prays that as the present petition was filed 26 years ago and the pleadings are already complete, let the paper book of the present petition be sent to the Educational Tribunal, Punjab for passing appropriate order so that the precious time of the Educational Tribunal is not wasted for completing of pleadings.

Learned counsel for the respondents raises no objection to the said prayer of the learned counsel for the petitioner.

Keeping in view the above, present petition is disposed of and the petitioner is relegated to avail appropriate remedy before the Educational Tribunal, Punjab.

Registry is directed to send the paper book of the present petition to the Educational Tribunal, Punjab.

Parties are directed to appear before the Educational Tribunal, Punjab on 21.11.2024.

October 14, 2024
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(HARSIMRAN SINGH SETHI)
JUDGE

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