

2024:PHHC:039117

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

108

CM-4220-CWP-2024 in/&
CWP-6747-2019 (O&M)
Date of decision: 19.03.2024

Sukhvir Singh

....Petitioner

Versus

State of Punjab and Others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. Inder Pal Singh, Advocate for the petitioner

Mr. A.S. Bains, AAG Punjab

Mr. Vikas Chatrath, Advocate for respondent No.2

Ms. Palvi, Advocate for

Mr. Ishan Gupta, Advocate for respondent No.3

AMAN CHAUDHARY. J. (ORAL)

CM-4220-CWP-2024

For the reasons mentioned in the application, the same stands allowed. Main case is preponed and taken on board today itself.

CWP-6747-2019 (O&M)

1. The present civil writ petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of certiorari for quashing of the impugned action of the respondent vide which the petitioner has been restrained from doing his job on the post of clerk.
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 the Punjab Affiliated Colleges

(Security of Service) Act, 1974, therefore, the same may be transferred to the Tribunal for adjudication.

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, Mohali. Parties are directed to appear before it on 08.04.2024.

4. Registry is directed to send the record of this case to the Tribunal forthwith.

(AMAN CHAUDHARY)
JUDGE

19.03.2024
M.Kamra

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