



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH.

(233)

CWP-10686 of 2018 (O&M)

Date of Decision: 22.07.2024

Sanjeev Kumar

.. Petitioner

Versus

Sikh Gurudwara Parbandhak Committee and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Dilpreet Singh Gandhi, Advocate, for the petitioner.

Mr. Fateh Singh Dhillon, Advocate for respondents No. 2 to 4.

Harsimran Singh Sethi, J. (Oral)

In the present petition, the challenge is to the order dated 31.03.2018 (Annexure P-2) by which the services of the petitioner has been terminated.

Learned counsel for the respondents raised a preliminary objection that the present writ petition is not maintainable before this Court at the first instance as the petitioner is an employee of Guru Tez Bahadur Khalsa College for Girls, Aakar District Patiala and hence, it is a dispute between the Management and the Teacher and the jurisdiction to adjudicate the same lies with the Educational Tribunal, Punjab.

Faced with this situation, learned counsel for the petitioner submits that the petitioner be relegated to the jurisdiction of the Educational Tribunal, Patiala.



Learned counsel for the petitioner prays that as the petitioner was already pursuing this remedy before this Court and the replies have already been filed in the present case, let record of the present writ petition be sent to the Educational Tribunal, Punjab for appropriate decision, in view of the objection raised by the respondents in respect of the maintainability of the writ petition before this Court at first instance.

Learned counsel for the respondents state that they have no objection if the record of the present case is sent to the Educational Tribunal, Punjab for appropriate decision.

Keeping in view the request made by counsel for the parties, the petitioner is relegated to avail remedy before Educational Tribunal Punjab and the record of the present writ petition be sent to the Educational Tribunal, Punjab for appropriate orders.

Parties are directed to appear before the Educational Tribunal, Punjab on 29.08.2024.

Present writ petition stands disposed of in above stated terms.

(HARSIMRAN SINGH SETHI)
JUDGE

July 22, 2024
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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No