



CWP-26507-2016 & connected cases 1

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(217+283)

CWP-26507-2016

Date of Decision : September 02, 2024

Monika Gupta

.. Petitioner

Versus

State of Punjab and others

.. Respondents

(2)

CWP-11061-2017 (O&M)

Ranvir Kaur

.. Petitioner

Versus

State of Punjab and others

.. Respondents

(283)

CWP-10622-2024

Gurtej Singh and another

.. Petitioners

Versus

State of Punjab and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. H.C. Arora, Advocate, for the petitioners.

Mr. Charan Preet Singh, Assistant Advocate General, Punjab.

HARSIMRAN SINGH SETHI J. (ORAL)

CM-4097-CWP-2020 in CWP-11061-2017

Present application has been filed for impleading the new

Management namely Shri Radhe Krishan Sewa Samiti, Opposite Petrol

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Pump, Mansa Kanchiyan, District Mansa through Dr. Pawan Kumar its Chairman as respondent No.8.

Keeping in view the averments made in the application, which are duly supported by an affidavit, the application is allowed. New Management namely Shri Radhe Krishan Sewa Samiti, Opposite Petrol Pump, Mansa Kanchiyan, District Mansa through Dr. Pawan Kumar its Chairman is impleaded as respondent No.8 in the present petition and the amended memo of parties attached with the application is taken on record.

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1. By this common order, three writ petitions, the details of which have been given in the heading, are being disposed of as all these petitions involve the same question of law on similar facts.
2. In the present writ petitions, the challenge is to the order of termination passed by the respondent-school.
3. At the outset, learned counsel for the respondents submits that as the petitioners are the employees of the private management, the present petitions are not maintainable and the petitioners have to avail remedy before the Educational Tribunal, Punjab qua the relief claimed in the present petitions.
4. Learned counsel for the petitioners submits that the petitioners be relegated before the Educational Tribunal, Punjab but as the pleadings are complete in the present case, in order to avoid for filing of the fresh pleadings, the paper book of these petitions be also sent to the Educational Tribunal, Punjab so as to decide the claim of the petitioners as raised in the present petitions.

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5. Keeping in view the above, the petitioners are relegated to avail the remedy before the Educational Tribunal, Punjab.

6. As prayed for, the paper book of these petitions be also sent to the Educational Tribunal, Punjab so that the precious time of the Tribunal is saved in completion of pleadings as the pleadings already brought on record can be taken into account while deciding the issue between the parties.

7. Parties are directed to appear before the Educational Tribunal, Punjab on 18.10.2024.

8. Civil miscellaneous application pending if any, also stands disposed of.

9. A photocopy of this order be placed on the file of other connected cases.

September 02, 2024
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

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