



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

CWP-28548-2024 (O&M)
Date of Decision : 22-10-2024

GIAN SAGAR EDUCATIONAL AND CHARITABLE TRUST
.....Petitioner(s)

VERSUS

**THE PRESIDING OFFICER EDU TRIBUNAL PUNJAB AND
OTHERS**
.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Nandal Jindal, Advocate for the petitioner.

Mr. Amarpreet Singh Bains, AAG Punjab.

HARSIMRAN SINGH SETHI, J. (Oral)

In the present petition, the challenge is to the order passed by the Tribunal dated 04.07.2024 by which, the salary for the period which has not been paid, has been directed to be released by the petitioner along with interest.

On being asked to point out the infirmity, learned counsel for the petitioner submits that as the TDS was deducted for the month for which the salary is being claimed, it shows that the salary has been paid hence, the direction given by the Tribunal to release the salary to the respondent—employee is incorrect.

I have heard learned counsel for the parties and have gone through the records of the present case with their able assistance.

The document Annexure P-1 only shows the deduction of the TDS. The same does not prove that the salary was given to the employee concerned. No record has been produced either before the Tribunal or before this Court to show that the salary for the period in question, which is being demanded by the respondent-employee, was deposited in his account or was paid to him in any manner. In the absence of any record brought before this Court showing the payment of the salary for the period in question, no interference is called for by this Court in the Award given by the Tribunal directing the petitioner to release the salary of the respondent-employee with interest.

No other argument is raised.

Hence, the present petition is dismissed.

Pending application, if any, also stands disposed of.

22-10-2024
Sapna Goyal

(HARSIMRAN SINGH SETHI)
JUDGE

NOTE: Whether speaking: YES/NO
 Whether reportable: YES/NO