

217 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

2024.PHHC.098789



CWP-19984-2018 (O&M)
Date of Decision: 30.07.2024

NIDHI VERMA

...Petitioner

Vs.

STATE OF HARYANA AND OTHERS

...Respondents

CORAM:- HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present: Mr. Yesh Paul Malik, Advocate for the petitioner.

Mr. Rohit Arya, DAG, Haryana.

Ms. Sehej Sandhawalia, Advocate for respondent no.4.

TRIBHUVAN DAHIYA, J. (Oral)

The petition has been filed, *inter alia*, seeking a writ of *certiorari* quashing the impugned order dated 02.08.2018, Annexure P-6, and relieving letter dated 06.08.2018, Annexure P-7, passed by Shri Jainendra Gurukul Panchkula, Management Committee-second respondent.

2. Learned counsel appearing for the fourth respondent has taken a preliminary objection to maintainability of the petition on account of Educational Tribunals having been constituted vide Haryana Government Higher Education Department Notification, dated 02.03.2015, for redressal of grievances of the employees working in aided/unaided educational institutions. Reliance has further been placed on a judgment rendered by Division Bench of this Court in *Management of S.D.Model Senior Secondary School and another v. District Judge-cum-Service Tribunal and another*, 2014(13) R.C.R.(Civil) 328, to contend that provisions of the notification have been interpreted to mean all service disputes arising out of an order passed by the Management, are appealable to the Educational Tribunal.

3. In view of the aforesaid, the instant petition is not maintainable and stands disposed of accordingly by relegating the petitioner to the Educational Tribunal concerned for redressal of her grievances.

4. Registry is directed to send complete record of the case to the Educational Tribunal, for adjudication on merits in accordance with law. The parties are directed to appear before the Tribunal for the purpose on 29.08.2024.

5. Pending applications, if any, shall stand disposed of as having been rendered infructuous.

(TRIBHUVAN DAHIYA)
JUDGE

30.07.2024

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