

(1)

H.C. ARORA

Mobile: 9814013764

Advocate

Telefax: 0172-2645373

Punjab & Haryana High Court

Emails Addresses:-

Hon. 2299,

hcarora.highcourt@gmail.com

Sector 44-C,

Chandigarh-160045

Dated: 18.1.2019

To

1. State of Punjab, through Chief Secretary, Punjab Civil Secretariat, Chandigarh.
2. Secretary Education, Government of Punjab, Punjab civil Secretariat-II, Sector 9, Chandigarh.
3. Principal Secretary, Department of Rural Development and Panchayats, Vikas Bhawan, Sector 2, Phase-8, SAS Nagar, Mohali.
4. Additional Chief Secretary (Development) Punjab, Punjab Civil Secretariat-II, Sector 9, Chandigarh.
5. Additional Chief Secretary, Government of Punjab, Department of Governance Reforms, Room No.-327, 3rd Floor, Punjab Civil Secretariat-II, Sector-9, Chandigarh.
6. Additional Chief Secretary, Local Government Department, Government of Punjab, Plot No. 3, Sector 35-A, Chandigarh.
7. Member Secretary, Punjab Education Development Board, Punjab, School Education Board Complex, E-Block (5th Floor), Phase-8 Mohali (Ajitgarh).

8. Director, Technical Education and Industrial Training Department, Punjab, Plot No. 1-A, Sector 36-A, Chandigarh.

Subject:- Advance notice before filing an application for revival of CWP-10894-2018 (Hari Chand Vs. State of Punjab and others), decided vide order dated 17.9.2018-for non-compliance on your part.

Dear Sirs,

Kindly refer to above.

In this regard, I have to state as under:-

1. That through the aforesaid Civil Writ Petition (PIL), I had sought the issuance of appropriate directions to all of you to release the withheld salaries of the employees (detailed information about whom was given in the body of the aforesaid Civil Writ Petition), and further to ensure that salaries of all subordinate employees/teachers should be released by the respondents-State of Punjab regularly in future, on a fixed date every month without any delay.

2. That the aforesaid Civil Writ Petition (PIL) was disposed of by the Hon'ble High Court of Punjab and Haryana vide order dated 17.9.2018 on the basis of a statement made by Ld. Advocate General Punjab, that a decision regarding those employees whose cause is being espoused in the aforesaid PIL would be reached within a period of 6 weeks from the said date. The Ld. Advocate General had further assured that in the event the Teachers/Head Masters and those who purport to be aggrieved and found entitled to relief prayed for in the aforesaid PIL, the requisite amount admissible to them shall be released within a further period of 3 months.

3. That it is a matter of utmost regret that till date, I have not even been informed by any of you, as to whether any orders have been passed for release of salaries to various sections of employees, whose cause was espoused by me through the aforesaid PIL.

4. That it is a matter of serious concern that the salary of teaching staff of Sarv Sikhiya Abhiyan and RMSA (now called Samgara Sikhiya Abhiyan), has not been paid to them since June, 2018, and those of non-teaching staff thereof for last 3 months, nor any order has been conveyed either to me or to the concerned staff of SSA, in regard to releasing their salaries. RMSA Heads have not been paid their salary since May, 2018. The Head Masters of Adarsh Schools (affiliated with Punjab School Education Board) have also not been paid their salaries from October, 2018. The aforesaid category of teachers/employees are virtually starving and the aforesaid action on the part of addressees, particularly addressees No. 1 to 3, amounts to breach of the undertaking given on their behalf by the Ld. Advocate General Punjab, which further amounts to commission of contempt of the Hon'ble High Court of Punjab and Haryana.

5. That I have been informed by employees of Panchayat Samities that after the decision of the aforesaid PIL, the salaries for the previous period, which were withheld till then, were released to them. However, from September, 2018 again, the salaries of the employees of Zila Parishad /Panchayat Samities have again been withheld, which amounts to circumvention of the order dated 17.9.2018 (supra). The addressee No. 3 is squarely responsible for his aforesaid conduct.

I would therefore, call upon you to immediately inform me regarding the decision, if any, taken in relation to the aforesaid categories of employees, and all other categories of employees which were covered by the averments contained in the aforesaid PIL for releasing their salaries, and also the status of actual release of salaries to them.

In case, I do not receive aforesaid information within a period of one week from today (i.e. which is deadline for compliance in terms of the order dated 17.9.2018 passed in the PIL), in that event, I shall be left with no other alternative except to move appropriate application for seeking the revival of the aforesaid PIL for non-compliance/default on your part.

Meanwhile, please acknowledge receipt.

Thanking you.

Yours sincerely,

(H.C. ARORA)
ADVOCATE
PETITIONER IN PERSON