

Directorate of Elementary Education Haryana, Shiksha Sadan, Sector 5,
Panchkula

Order No. 10/46-2023 D&L(1)

Dated Panchkula the, 28-6-2024

Whereas Sh. Sukhbir Singh approached the Hon'ble Punjab & Haryana High Court by way of filing a Civil Writ Petition i.e. CWP No.23789/2023- Sukhbir Singh V/s State of Haryana & Others praying for the issuance of a writ in the nature of mandamus directing the respondent to grant benefit of earned leave of more than 120 days to the dependents of the Late Smt. Dayawanti W/o Sh. Sukhbir Singh i.e. the petitioner alongwith interest @ 12% per annum and directing the respondents to produce the entire record of the case.

The said petition came up for hearing before the Hon'ble High Court on 19.10.2023 and the Hon'ble High Court decided the said petition on 19.10.2023. The operative part of order dated 19.10.2023 is reproduced as under:-

*******Notice of motion.**

4. Ms. Tanushree Gupta, DAG, Haryana, appearing on advance notice, submits that the pending representation shall be decided by respondent No.2 expeditiously.

5. In view thereof, without going into merits of the case, the petition is disposed of with a direction to respondent No.2/Director, Elementary Education, Haryana, to consider and decide the pending representation dated 26.04.2023, by passing a speaking order in accordance with law, within a period of three months from the date of receiving a certified copy of this order.

6. In case the order is not passed within the stipulated period, the officer concerned shall pay costs of ₹ 25,000 to the petitioner."

That, after receiving the direction from the Hon'ble High Court, the representation dated 26.04.2023 (Annexure P-2) of the claimant i.e. Sh. Sukhbir Singh examined carefully and in the compliance of direction issued by the Hon'ble High Court dated 19.10.2023 the benefit of earned leave of more than 120 days (w. e. f. 05.10.2021 to 27.02.2022 i.e. 146 days) has been granted to the claimant being dependent of the Govt. Employee vide order No. 10/46-2023 D&L (1) dated 29.03.2024 as per the Rule 35(iii), Chapter-ix of Haryana Civil Service (Leave) Rules, 2016. Moreover, the payment of Rs. 71,646 for rest of the E-Leave of deceased employee has been made to the claimant vide memo no. E-1-24/1461 dated 24.06.2024.

Now, considering the matter from all corner, the claim of the claimant vide his representation dated 26.04.2023 (Annexure P-2) has been examined by the undersigned being competent authority and it has been found that the claimant is entitled for such

benefit which is already granted to him. Therefore, in view of the above background and factual position of the case, the claim of the claimant is gratified/fulfilled.

Order accordingly.



Dr. R. S. Dhillon
Director General Elementary Education,
Haryana, Panchkula.

Regd.

To

Sh. Sukhbir Singh H/o Late Smt. Dayawanti S.S. Mistress,
GSSS Gudha, District Jhajjar.

Endst. No.: Even

Dated Panchkula the, 28.06.24

A copy of this order is forwarded to following for information and necessary action:

1. District Elementary Education Officer, Jhajjar
2. Principal, GSSS Gudha, Distt. Jhajjar.
3. Mr. Sanjeev Kodan, Advocate, Punjab & Haryana High Court, Chandigarh.
4. IT Cell. To upload the Order on website.



Superintendent D&L
for Director General Elementary Education,
Haryana, Panchkula