

IN THE HIGH COURT OF HIMACHAL PRADESH, SHIMLA.

CWP No. 1710 of 2010.

Decided on: April 30, 2010

Rohini Petitioner.

Versus

State of Himachal Pradesh and another Respondents.

Coram

The Hon'ble Mr. Justice Kurian Joseph, Chief Justice
The Hon'ble Mr. Justice R.B. Misra, Judge.

For the Petitioner : Mr. J.L. Bhardwaj, Advocate.

For the Respondents: Mr. R.K. Sharma, Sr. Addl. Advocate General with Mr. JK Verma, Dy. Advocate General.

Justice Kurian Joseph, C.J. (Oral)

CMP No. 2494 of 2010

Allowed.

CWP No. 1710 of 2010 & CMP No. 2493 of 2010

The Writ Petition is filed with the following prayers:-

- “i) That the writ in the nature of certiorari may kindly be issued for quashing order dated 27.04.2010 passed by the respondent No.2 and the petitioner who is discharging her duties in Government Sanskrit College may kindly be allowed to function as Lecturer for which the petitioner humbly prays.
- ii) That the writ in the nature of mandamus may kindly be issued directing the respondents to absorb the

petitioner as Lecturer in Government Sanskrit Colleges on the post of Lecturer for which the petitioner humbly prays.

2. Since we are inclined to grant relief No.2 by permitting the petitioner to make a representation for consideration, we make it clear that we have not gone into the merits of the case nor into the contentions pertaining to relief No.1. Therefore, leaving open all the contentions on either side, we dispose of the Writ Petition as follow.

3. The petitioner may file appropriate representation before the first respondent within a week from today, in which case the first respondent will consider the matter and pass appropriate orders in accordance with law within another one month. In case the petitioner requests for an opportunity of hearing, the same shall also be granted.

4. In case the petitioner has not been relieved as on today, further proceedings in that regard shall be deferred till such time.

5. **Dasti** copy on usual terms.

(Justice Kurian Joseph),
Chief Justice

April 30, 2010
(rks)

(Justice R.B. Misra),
Judge.