

WPSS No. 1264 of 2019

Hon'ble Manoj K. Tiwari, J.

Ms. Neetu Singh, Advocate for the petitioners.

Mr. M.C. Tewari, Deputy Advocate General for the State of Uttarakhand/respondents.

Heard learned counsel for the parties.

Petitioners were appointed as Assistant Teacher, L.T. Grade on adhoc basis in the year 1990. Subsequently, they were regularized in the year 2000 & 2001 respectively.

Since seniority of the petitioners is being reckoned only from the date of their regularization, therefore, petitioners have approached this Court seeking a direction to the respondents to regularize their services w.e.f. 01.10.1990.

Learned counsel for the petitioner has referred to a judgment rendered by Division Bench of this Court on 03.01.2019 in WPSS No. 1008 of 2014 and she submits that similar controversy was decided by the said judgment.

According to the petitioners, they have made representations from time to time; however, the competent authority is not taking any decision in the matter.

Learned counsel for the petitioners confines her prayer and submits that the competent authority be directed to examine petitioners' claim within some specified time frame.

Prayer made is innocuous, therefore is worth accepting.

Accordingly, the writ petition is disposed of with liberty to petitioners to make appropriate representation to the Director General, School Education, Uttarakhand within two weeks from today. If such representation is made, the Director General, School Education, Uttarakhand shall look into the matter and shall take appropriate decision by passing a speaking order in accordance with law within four months from the date of receipt of such representation along with certified copy of this order. Director General shall hear all persons, whose seniority is likely to be disturbed, before passing any order.

(Manoj K. Tiwari, J.)