

Pawna Devi Vs. State of H.P. & Ors.

CWP No.5384 of 2024

13.06.2024 Present: Mr. N.K. Tomar, Advocate, for the petitioner.

Mr. L.N. Sharma, Additional Advocate General with Mr. Sikander Bhushan and Ms. Leena Guleria, Deputy Advocates General, for respondents No.1 to 5-State.

Notice. Mr. L.N. Sharma, learned Additional Advocate General, appears and waives service of notice on behalf of respondents No.1 to 5. Issue notice to respondents No.6 to 8, returnable for 31.07.2024, on taking steps within a week.

Reply on behalf of the appearing respondents be filed by the next date of hearing.

CMP No.8998 of 2024

Notice in the aforesaid terms.

Petitioner was appointed as Part-Time Multi Task Worker at Government Primary School Bajown, Education Block Seraj-I, Tehsil Thunag, District Mandi in June, 2022. Her appointment was set aside by the Additional District Magistrate, Mandi on 25.04.2024. This order was affirmed in appeal by the Director of Elementary Education, Himachal Pradesh on 31.05.2024. Learned counsel for the petitioner states that the petitioner is still continuing on the post as on date.

A perusal of the impugned orders *prima facie* reflects that petitioner's appointment as Part-Time Multi

Task Worker has been set aside on the ground that her income certificate was cancelled subsequent to her appointment. In view of the fact that after cancellation of petitioner's income certificate, whether her income would still fall within the ambit of the policy as also in view of the submission made by learned counsel for the petitioner that the petitioner has already laid challenge to cancellation of her income certificate, it would be just and proper to stay the operation of the impugned orders.

Accordingly, the orders dated 25.04.2024 (Annexure P-2) and 31.05.2024 (Annexure P-1) are stayed till the next date of hearing.

List alongwith the writ petition on **31.07.2024**.

CMP No.8999 of 2024

Allowed and disposed of.

June 13, 2024
Mukesh

Jyotsna Rewal Dua
Judge