

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH**

Civil Writ Petition No.4649 of 2012

Date of decision: 14.9.2015

Rohita Sood

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: None for the petitioner.

Mr.Inqulab Nagpal, AAG, Punjab.

Mr.Amit Mehta, Advocate,
for respondent No.2.

1. To be referred to the Reporters or not?
2. Whether the judgment should be reported in the Digest?

RAJIV NARAIN RAINA, J. (Oral)

The learned counsel for the petitioner has not been appearing for the last two dates, i.e., 16.12.2014 and 25.5.2015. No one appears for her today.

Mr.Amit Mehta appearing for respondent No.2-SSAA, Punjab submits that the petitioner was appointed on 28.1.2011 as an English Mistress on contract basis for a period of one year. She joined the post on 11.2.2011 and applied for leave on 21.2.2011 on the ground that she had joined MA Regular course of Panjab University since October, 2010, therefore, she should be granted leave from 25.2.2011 to 30.6.2011. She

completed her MA examination in July, 2011 and submitted her joining report but the request was declined against which action she has approached this Court seeking a mandamus to the State to offer her appointment. This Court is of the opinion that no legal infirmity can be found in the decision of the SSAA to dispense with her services. A person cannot expect that she will work as an English teacher for one year on contract basis and take four months leave. That would frustrate the project and leave the children in a lurch mid session.

No ground warranting interference is made out. Accordingly, the petition is dismissed.

(RAJIV NARAIN RAINA)
JUDGE

September 14, 2015

Paritosh Kumar