

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

**CWP No.24932 of 2015
Date of decision : 30.11.2015**

Reena Rani

....Petitioner

Versus

State of Punjab & ors.

....Respondents

CORAM: HON'BLE MR. JUSTICE G.S.SANDHAWALIA

Present: Mr. R.K.Arora, Advocate
for the petitioner.

G.S.Sandhawalia, J. (Oral)

The petitioner seeks the relief of renewal of her service contract on the post of Data Entry Operator.

A perusal of the paper book reveals that almost 3 years back the contract of the petitioner had been renewed after relieving her due to her absence, on 11.12.2012 (Annexure P-13).

The petitioner was appointed vide order dated 18.04.2011 (Annexure P-1) on contract basis. Her appointment was purely temporary and on contract basis, which was liable to be renewed every year subject to the work and conduct. It is not disputed that the petitioner had gone on leave w.e.f. 01.02.2012 without intimation and even show cause notice had been issued to her to explain her absence. Thereafter it seems that she was allowed to join on 25.04.2012 and thereafter the impugned order was passed.

The appointment of the petitioner was purely temporary and on contractual basis, which was required to be renewed after every year keeping in view her work and conduct as per Clause 2 of the letter. Thus, the petitioner has no legal or vested right of continuing as per the term of the appointment letter, which reads as under:

"2. The appointment will be for one year initially. Keeping in view your work and conduct, the contract can be renewed every year."

Even otherwise, the petition is barred by principal of delay and laches having been filed almost 3 years later from the non-renewal. In such circumstances, there is no occasion for this Court to interfere for grant of a positive writ of mandamus in the absence of any legal vested right.

The writ petition stands dismissed.

30.11.2015
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(G.S. SANDHAWALIA)
JUDGE