

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

CWP No.26132 of 2015

Date of Decision : 15.12.2015

Paramjeet Singh

....Petitioner

Versus

State of Haryana and others

...Respondents

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER

Present: Mr. Manoj Makkar, Advocate
for the petitioner.

MAHESH GROVER.J.

The petitioner is a contractual employee who is said to have joined in 2009. Thereafter he absented himself attributing this lapse to his ailment. He approached the Deputy Commissioner who directed the Principal Government Industrial Training Institute to permit the petitioner to join service by executing a fresh agreement. The petitioner was thereafter taken back in service. But again his services have been dispensed with.

Learned counsel for the petitioner contends that this is totally arbitrary and violative of the order passed by the Deputy Commissioner.

On due consideration of the matter, I am of the view that no interference under writ jurisdiction is warranted. There is nothing on record to suggest that the Deputy Commissioner had the authority to intervene in the matter and to direct the Director, Industrial Training Department, Haryana and the Principal Industrial Training Institute, Panipat to permit the petitioner to join after he had defaulted

in his engagement. The petitioner's engagement is pure contractual and an arrangement dependant on his performance to the satisfaction of his principal employer. The principal of the institute would thus be at liberty to take a decision in the matter of retention of the petitioner. These are matters purely in the domain of the decision making authority who is to see whether a person is fit for service or not. The instant writ petition is dismissed leaving the petitioner to his remedies in law.

15.12.2015
dss

(MAHESH GROVER)
JUDGE