

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP No. 20048 of 2016 (O&M)

Date of Decision: 26.09.2016.

Mohinder Singh

--Petitioner

Versus

State of Haryana and others

--Respondents

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. J.P. Dhull, Advocate for the petitioner.

TEJINDER SINGH DHINDSA.J

The petitioner has filed the instant petition impugning the communication dated 12.9.2016 (Annexure P-3) issued from the office of the Deputy Commissioner, Kurukshetra and addressed to the S.D.O. (Civil), Pehowa and in terms of which the case of his retention/continuation on the post of Ahlmad on D.C rates, has been declined.

Counsel for the petitioner has been heard.

Pleadings on record would indicate that petitioner after attaining the age of superannuation was engaged on temporary basis as Ahlmad and on D.C rates in the month of September, 2015. Thereafter, vide order dated 1.4.2016 (Annexure P-2) he was further retained on such temporary post and on D.C rates from 1.4.2016 to 30.9.2016.

As per impugned order further extension to the petitioner and to be retained on temporary basis and on D.C rates beyond 30.9.2016, has been declined.

In the considered view of this Court, there would be no basis to interfere in the matter. Engagement of the petitioner was purely temporary and on D.C rates. The last tenure was from 1.4.2016 to 30.9.2016.

Counsel has not been able to advert to any policy/instructions/decision taken by the State Govt. which would vest in the petitioner any right to continue beyond such date i.e. 30.9.2016 and on the strength of which a Writ of Mandamus may be issued to direct the respondents to do so.

Writ petition is, accordingly, dismissed.

(TEJINDER SINGH DHINDSA)
JUDGE

26.09.2016
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Whether speaking/reasoned: Yes

Whether Reportable: No