

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

Civil Writ Petition No.5811 of 2016

Date of decision: 30.3.2016

Raghubir Singh

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr.Y.M.Bhagirath, Advocate,
for the petitioner.

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 prayer in this petition is for promotion during extension in service. However, the right to promotion during extension has been taken away by Punjab Government instructions dated 30.10.2015 and the challenge thereto has been repelled by the Division Bench of this Court in CWP No.23811 of 2015; **Ajaib Singh and others v. State of Punjab and others**; decided on 20.11.2015. The vires of rule 2 carried out by amending Punjab Civil Services Rules, on 30.10.2015 have been upheld. The Division Bench has opined that the statutory rules provide extension in service at the option of the employee and that too subject to the conditions. There is no

compulsion attached to extension. Since the petitioners had option for extension, the Court was of the view that they have to accept all the conditions of extension including notification dated 30.10.2015.

In view of the declaration of law in *Ajaib Singh's* case [supra], there is no merit in this petition which is ordered to stand dismissed in limine.

(RAJIV NARAIN RAINA)
JUDGE

March 30, 2016

Paritosh Kumar