

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Letters Patent Appeal No. 1293 of 2015 (O&M)
Date of decision: 10.3.2016

Gurinder Singh

.. Appellant

v.

Punjab Agro Industries Corporation Ltd.

.. Respondent

CORAM: HON'BLE MR. JUSTICE RAJESH BINDAL
HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. J. P. Rana, Advocate for the appellant.

...

Rajesh Bindal J.

By filing the intra-court appeal, the appellant seeks to challenge the order passed by this court dismissing his writ petition.

The appellant impugned his order of reversion to the post of Manager (G) from the post of Senior Manager (G), to which he was promoted, as he was not confirmed on the promoted post even after expiry of period of probation.

Though learned counsel for the appellant sought to argue that after completion of maximum period of probation, the appellant was deemed confirmed on the promoted post, however, the contention is totally misconceived as Punjab Agro Industries Corporation Limited Recruitment and Promotion Rules, 1991 (for short, 'the Rules'), applicable for the post, do not come to the rescue of the appellant. The Rules and the condition incorporation in the order of promotion do not provide for automatic confirmation after the maximum period of probation is over. In the absence thereof, no right accrued in favour of the appellant to claim automatic

confirmation. The issue has been considered threadbare by the learned Single Judge. The reasoning assigned by the learned Single Judge does not call for any interference in the appeal. Accordingly, while concurring with the same, we do not find any merit in the present appeal. The same is accordingly dismissed.

(Rajesh Bindal)
Judge

(Harinder Singh Sidhu)
Judge

10.3.2016
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