

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

CWP No. 9756 of 2013 (O&M)
Date of decision : March 01, 2017

Indra Kumari

..... Petitioner

v.

State of Haryana and another,

..... Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Ram Bilas Gupta, Advocate
for the petitioner.

Ms. Shruti Jain Goyal, AAG Haryana

Ms. Aashiva Gill, Advocate
for Mr. Aman Pal, Advocate
for respondent No.2.

Ajay Tewari, J (Oral)

Husband of the petitioner was working as Assistant in respondent No.2-University. The petitioner herself is working as a Science Mistress. Her husband died on 29.8.1993. By representation dated 22.2.1994, she represented to the Vice Chancellor of respondent No.2-University and prayed that a job be kept reserved for one of her children till such time as he attained majority. It may be mentioned that as per extant instructions, neither the petitioner nor her children were entitled for ex-gratia employment since the petitioner was herself in government service. Despite that, the Vice Chancellor, vide letter Annexure P-4, replied that no commitment for employment could be given but if any one dependent was

available to take up the job immediately, his case could be considered as per rules. Thereafter, the petitioner kept silent for a period of 11 years and then moved another representation when her elder son became major. That application having been rejected, the petitioner is before this Court.

In my opinion, even the letter, Annexure P-4, on which the petitioner is placing reliance is not unequivocal offer of a job. It only states that a job cannot be reserved but the case of an eligible person who may want to join immediately can be considered as per rules. As mentioned above, neither the petitioner nor her children were entitled for ex-gratia job since the petitioner was herself in government service. Consequently, finding no merit in this petition, the same is dismissed.

Since the main case has been decided, the pending C.Ms, if any, also stand disposed of.

March 01, 2017
'kk'

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned:
Whether Reportable:

Yes/No
Yes/No