

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH****Date of decision: 09.01.2018****CWP No.140 of 2018**

Pawan Kumar & others

...Petitioners

Vs.

State of Haryana & others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr. Mazlish Khan, Advocate, for the petitioners.

RAJIV NARAIN RAINA, J. (ORAL)

1. The petitioners are working as Extension Lecturers on contract basis. They have approached this Court for a direction that their services be continued till regular recruits do not join. Admittedly, the regular recruitment process is at the final stages and regular recruits will be available for filling up the posts occupied by persons like the petitioners within a short span of time on completion of the selection process.

2. In these non-compelling circumstances, the argument based on the Supreme Court ruling in Hargurpratap Singh Vs. State of Punjab & others, 2007 (13) SCC 292 is not tenable and is rejected at the stage the petition is brought with regular recruits around the corner.

3. Moreover, the services of the petitioners have not been dispensed with so far and, therefore, I would not entertain this petition and would dispose of it without causing any judicial obstruction in the impending take-over of the advertised posts by candidates in waiting in anticipation. The threat the petitioners' face of disengagement to make way

for the selected candidates on merit is real, inevitable and requires no prophecy.

4. Nevertheless, in case, the work and conduct of the petitioners is satisfactory, then their services may be continued till they are actually replaced by regular hands and to this end paying due regard to the exigencies of the current academic session so that studies are not disrupted, which situation the department must already be alive to and requires hardly any emphasis.

5. It is ordered accordingly.

09.01.2018
Vimal

[RAJIV NARAIN RAINA]
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>
<i>Whether Reportable:</i>	<i>No</i>