

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

CWP No.14935 of 2018

Date of Decision:-16.07.2018

Gurmukh Singh.

.....Petitioner.

Versus

State of Punjab & Ors.

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Nitin Bansal, Advocate for the Petitioner.

JASWANT SINGH, J.(ORAL)

Petitioner was engaged as a driver on contract basis at a consolidated salary of Rs.9,000/- for a period of 06 months order dated 04.01.2013 by the Punjab Biotechnology Incubator-respondent no.2, a State Government Undertaking. His services were extended till passing of the order dated 24.3.2015 (P-9) whereby his services were terminated with immediate effect on account of not found satisfactory.

In the instant petition the order dated 24.3.2015 (P-9) has been challenged on the ground that the dismissal order was on account of malafide of the department as he had earlier filed another writ petition claiming relief from this Court for restraining the department from replacing by another contractual employee.

After hearing counsel for the petitioner no ground for interference is made out.

Concededly the petitioner was engaged on contract basis for

fixed period of term. On account of dissatisfactory service, his services were terminated. The termination was upheld by learned Single Judge of this Court in CWP No.20031 of 2014. The post was then filled up on regular basis and the LPA filed by the petitioner against the order passed by learned Single Judge was dismissed. No doubt the liberty was granted by the LPA Bench vide order dated 18.08.2016 to make challenge to the selection of the selected candidates, however, the petitioner did not invoke such option within any reasonable time. Even in the present writ petition no material has been placed on record to show that there was any malafide on part of the respondent employer to terminate his services although concededly the petitioner had no right to hold or continue in service.

In view of the above, finding no merit in the present writ petition, the same is hereby dismissed.

(JASWANT SINGH)
JUDGE

July 16, 2018
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<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>