

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP-20624-2018

Date of decision: 18.08.2018

Anu Chauhan and another

...Petitioners

V/s.

State of Haryana and others

...Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI.

Present: Mr. Vijay Pal, Advocate for the petitioners.

Ritu Bahri, J. (Oral).

The petitioners have been working since August 2014 as Extension Lecturers in the subject of Physics with respondent No. 3.

In para 10 of the petition, it is stated that on account of regularly selected 5 Extension Lecturers in the subject of Physics, the petitioners have been relieved in April 2016. The petitioners are non-NET qualified and the petitioners are seeking benefit of instructions dated 20.09.2017 issued by Higher Education Department, Chandigarh (Annexure P-7) whereby it has been clarified that if the regular staff is not sufficient to meet the workload as per prescribed norms, to cover up this shortage, extension lecturers (eligible as per UGC/State Govt. Rules), who are/were working in previous years may be allowed to continue till joining of regular staff and the unmet workload may be met through the service of the displaced eligible extension lecturers on merit basis.

The petitioners in the present case are non NET qualified Extension Lecturers and are seeking benefit of the judgment passed by this Court in ***CWP-16975-2014 titled as Rita Tandon V/s. State of Haryana and others***, decided on 29.07.2016 (Annexure P-4) wherein it has been observed that if NET qualified Extension Lecturers are not available then

non-NET qualified Extension Lecturers should be allowed to work. In this regard, the petitioners have made a representation to respondents No. 2 and 3 (Annexure P-9).

Notice of motion.

Ms. Palika Monga, Deputy Advocate General, Haryana accepts notice.

At this stage, the petitions is being disposed of with a direction to respondent No. 3 to assess the workload and in case Extension Lecturers are still required, they may go ahead by appointing firstly NET qualified persons and if they are not available then the case of the petitioners be considered as per the above-mentioned judgement and instructions dated 20.09.2017 (Annexure P-4 and P-7) .

18.08.2018

Divyanshi

(RITU BAHRI)

JUDGE

Whether speaking/reasoned

:

Yes/No

Whether reportable

:

Yes/No