

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No.25505 of 2018

Date of Decision: 04.10.2018

Rani Kumari

.....Petitioner

Vs.

State of Haryana and others

.....Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr.Dalbir Singh, Advocate, for the petitioner.

RITU BAHRI, J. (ORAL)

The grievance of the petitioner is that petitioner was working on contractual basis as Extension Lecturers in the Government College for Girls, Gurugram (Haryana) in the subject of Commerce and she was displaced vide order dated 22.09.2018 (Annexure P-4) on the joining of one regular employee i.e. Mrs.Ritu Malik, Assistant Professor in Commerce. Learned counsel for the petitioner submits that as per teacher roster (Annexure P-13), two regular lecturers in commerce are on maternity leave and workload is still existing. He has referred to the directions given by this Court in the case of **Mrs.Menka and others vs. State of Haryana and others passed in CWP No.9300 of 2015** whereby, contractual employees cannot be displaced till the regular selection is made. In the present case, replacement has been made by transfer of regular employee.

Notice of motion .

Mr.Kiran Pal Singh, AAG, Haryana, has appeared and accepts

notice on behalf of respondent/State.

Without commenting upon the merits of the case, the present writ petition is disposed of by giving directions to the respondents to assess the workload keeping in view the some regular employees who have already on maternity leave and adjust the petitioner till the regular selection is made. It is further made clear that petitioner shall not be replaced on the basis of transfer of regular employees.

(RITU BAHRI)
JUDGE

04.10.2018

anil

Whether speaking/reasoned Yes/No

Whether reportable Yes/No