

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

LPA No.1634 of 2017 (O&M) in
CWP No.16003 of 2017

Date of decision: 12.02.2018

Shalom Akhai

..... Appellant

Versus

Director, PEC University of Technology
Sector 12, Chandigarh and another

..... Respondents

**CORAM: HON'BLE MR. JUSTICE RAJESH BINDAL
HON'BLE MR. JUSTICE ANIL KSHETARPAL**

Present:- Mr. D.S. Chahal, Advocate
for the appellant.

RAJESH BINDAL, J.

Order passed by the learned Single Judge dated 26.07.2017 has been challenged by the writ petitioner by filing the present intra-court appeal.

Learned counsel for the appellant submitted that the only prayer made by the appellant in the writ petition was to operate reserve panel for appointment as contractual faculty in the Department of Mechanical Engineer as the candidate recommended had initially joined, but later resigned from service. As far as declining that relief to the appellant is concerned, he has no grievance. However, in addition thereto, certain observations have been made in the impugned order regarding grant of extension to the appellant as contractual faculty referring to his record.

The same was not subject matter of dispute in the writ petition. The

appellant had filed earlier CWP No.27485 of 2016 in which the issue was raised regarding replacement of contractual faculty with another contractual faculty. The writ petition is still pending. The observations made in the impugned order passed by the learned Single Judge may affect merits of the aforesaid writ petition in which the pleadings to that effect are there.

After hearing learned counsel for the appellant, we do not find any merit in the present appeal as far as the argument of the appellant regarding appointment from the reserve panel is concerned, as fairly learned counsel conceded that he cannot make out a case for the purpose.

As far as second issue is concerned, as there was no prayer in the writ petition regarding that and there is another writ petition earlier filed by the appellant which is still pending, raising the issue regarding replacement of contractual faculty with another contractual faculty, we dispose of the present appeal with the observation that the aforesaid writ petition shall be decided on its own merits without being prejudiced with any observations made in the impugned order.

(RAJESH BINDAL)
JUDGE

(ANIL KSHETARPAL)
JUDGE

12.02.2018
Dinesh Bansal

Whether speaking/reasoned	Yes / No
Whether Reportable	Yes / No