

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CWP No.27687 of 2018

DATE OF DECISION : 22nd MAY, 2019

Dr. Nishant Munjal and others

.... Petitioners

Versus

State of Punjab and others

.... Respondents

BEFORE : HON'BLE MR. JUSTICE RAJAN GUPTA

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Present : Mr. Ajay Kaushik, Advocate for the petitioners.

Ms. Ambika Bedi, Assistant Advocate General, Punjab.

Mr. Anil Kumar Sharma, Advocate for respondent No. 2.

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RAJAN GUPTA, J. (Oral)

Petitioners have prayed for quashing of advertisement dated 26.05.2018 (Annexure P-4) seeking application for the posts of Doctors and Staff Nurses. Their case is primarily based on the premise that one contractual employee cannot be replaced by another. Admittedly, petitioners were recruited through an outsourcing agency namely Oscar Security and Fire Services, Chandigarh respondent No.4 herein. There is no master-servant relationship between the petitioners and respondent No.2. The argument raised by the petitioners has no force. They being employees of respondent No.4, cannot bind the department so as to restrain them from advertising the posts in the manner it deems fit. Petition is thus without any merit and is hereby dismissed.

22nd MAY, 2019
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(RAJAN GUPTA)
JUDGE

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