

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

**CWP No.23049 of 2016 (O&M)**

**Date of Decision: 04.02.2020**

**Nisha Kadian**

**.....Petitioner**

**Vs.**

**State of Haryana and others**

**.....Respondents**

**CORAM: HON'BLE MS. JUSTICE RITU BAHRI**

**Present:-** Mr. Sandeep Kumar Goyat, Advocate,  
for the petitioner.

Mr. D.S. Nalwa, Addl. A.G., Haryana.

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**RITU BAHRI, J. (ORAL)**

Vide order/letter dated 15.05.2015 (Annexure P-2), initially, the petitioner was appointed on the post of District Horticulture Consultant in Aromatic. However, vide order dated 17.10.2016 (Annexure P-10), her services have been terminated on the ground that targets under Annual Action Plan 2016-17, component Aromatic Plants, were zero for Haryana State.

While issuing notice of motion on 07.11.2016, it was observed that vide letter dated 12.05.2016 (Annexure P-6), mission had not shut down and a direction was given to Ms. Shruti Jain Goyal, AAG, Haryana, to produce original record of Action Plan 2016-17 relevant to the Aromatic Plants. Vide order dated 15.12.2016, operation of the impugned order dated 17.10.2016 (Annexure P-10) was stayed till further orders. The petitioner is continuing till date.

As per reply dated 20.04.2017 filed on behalf of respondent Nos. 1 to 4, appointment of the petitioner on contractual basis is not being disputed. Petitioner, after joining on 21.05.2015, was given extension upto 31.03.2017 on the same terms and conditions as mentioned in her engagement order dated 15.05.2015. It is stated that during the year 2016-17, Government of India did not sanction any physical targets for Aromatic component. In this backdrop, extension given to the petitioner was reconsidered keeping in view the non-availability of physical targets under the said scheme.

Learned State counsel, on instructions, has informed that pursuant to the interim order dated 15.12.2016 passed by this Court, petitioner is continuing to work till date. He further states that during the pendency of this petition, a scheme for component Aromatic plants has again been introduced and the petitioner will continue to work as long as the scheme is there and work of Aromatic plant is existing.

In view of the said fact, this petition is disposed of with a direction that the petitioner will continue to work till the scheme is invoked and the work under the Aromatic plant is extended, subject to the condition that her work and conduct is satisfactory.

**(RITU BAHRI)**  
**JUDGE**

04.02.2020  
ajp

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No