

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

CWP-18572-2020 (O&M)
Date of decision: 05.11.2020

Rajshree

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Naresh Kaushik, Advocate for the petitioner.

Mr. Samarth Sagar, Addl. A.G. Haryana.

ANIL KSHETARPAL, J. (ORAL)

This writ petition under Article 226/227 of the Constitution of India has been filed for issuance of a writ in the nature of certiorari quashing the order dated 30.07.2020 passed by Director General Higher Education Haryana, Panchkula, rejecting the request of the petitioner to re-engage her in the service as an Extension Lecturer.

At the outset, it must be noticed that the petitioner does not possess the minimum prescribed requisite qualification i.e. NET/PHD as prescribed in the Service Rules. The Government of Haryana took a policy decision on 04.03.2020 with respect to Extension Lecturers. It was decided that ineligible Extension Lecturers shall not be continued in service. The policy dated 04.03.2020 was questioned in Suman Devi Vs. State of

Haryana and others in CWP-6968-2020 and in other connected writ petitions. The Division Bench vide detailed judgment dated 22.09.2020 culled out three issues for decision. The Division Bench held that the policy is valid and the State's attempt to weed out the ineligible extension lectures, does not suffer from any error. Apart therefrom, in LPA-395-2020 titled as Pulkrit Arya and others Vs. State of Haryana and others, decided on 06.08.2020, another Division Bench upheld the order passed by the learned Single Judge. The Division Bench has held that those Extension Lecturers who do not possess the minimum qualification have no right to continue.

In this case, it is not in dispute that the petitioner is not qualified to be re-engaged on the post of Lecturer. In these circumstances, this Court does not find it appropriate to issue any direction to re-engage the petitioner in service particularly when she is not qualified.

Hence, the present writ petition is dismissed.

All the pending miscellaneous applications, if any, are disposed of, in view of the aforesaid judgment.

05.11.2020

Pawan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No