

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

CWP-3591-2021

Date of decision : 16.02.2021

SARVJEET KAUR

... Petitioner

Versus

STATE OF HARYANA AND OTHERS

... Respondents

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present: Mr. Rajesh Bhateja, Advocate for the petitioner.

TEJINDER SINGH DHINDSA, J. (ORAL)

This case has been taken up through Video Conferencing via Webex facility in the light of Pandemic COVID-19 situation and as per instructions.

Petitioner seeks mandamus for directing respondent-Department to reappoint/rejoin her on the post of guest faculty/Instructor in the subject of Computer Engineering.

Prayer made in the petition is based on a factual premise that earlier in point of time in the year 2018, petitioner was appointed on the post of Lecturer in Computer Engineering as visiting guest faculty. Thereafter, her services were dis-engaged and she was replaced by another guest faculty member. Case projected on behalf of the petitioner is that in light of the experience already gained, petitioner ought to be adjusted and reappointed. Counsel vehemently contends that an advertisement dated 03.01.2021 (Annexure P-3) has been issued wherefrom it would be clear that five posts are vacant.

Having heard learned counsel at length and having perused the pleadings on record, this Court is of the considered view that the prayer made in the instant petition does not warrant acceptance.

Petitioner is not seeking reappointment as a guest faculty instructor on the strength of any statutory provision. Merely, because the petitioner had earlier served as a guest faculty member, would not vest in her any right to be reappointed on that basis. Needless to observe that if the petitioner fulfils the eligibility conditions contained in the subsequent advertisement that has been issued by the respondent authorities, it would be open for her to apply for the post and in such eventuality her candidature would be considered as per law.

There is no merit in the instant petition.

Dismissed.

February 16, 2021

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(TEJINDER SINGH DHINDSA)

JUDGE

NOTE: Whether speaking/non-speaking: Speaking
Whether reportable :YES/NO