

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

**CWP-19843-2021**

**Date of Decision: 30.09.2021**

Mukesh

...Petitioner

V/S

State of Haryana and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE ARUN MONGA**

**Present:** Mr. Sanjeev Kumar, Advocate,  
for the petitioner.

Ms. Rajni Gupta, Additional A.G., Haryana.  
**(Presence marked through video conference).**

**ARUN MONGA, J. (ORAL)**

Petition herein is under Article 226 of Constitution of India seeking, *inter alia*, issuance of a writ in the nature of certiorari to quash the inquiry report dated 18.08.2021 (Annexure P-4). Further prayer has been made to direct the respondents to renew his contract of service.

2. Learned counsel for the petitioner submits that petitioner was appointed as 'Computer Assistant' on contract basis. His contract was renewed from time to time. He submits that an adverse inquiry report has been rendered against him without proper evidence being there etc. Petitioner pleads that he was working with the department till August, 2021 when his services were dispensed with. Petitioner also approached the then Civil Surgeon and he also recommended renewal of his contract. But to no avail. Hence, the instant petition.

3. I have heard learned counsel for petitioner and gone through the case file.

4. There are disputed question of facts involved herein which cannot be adjudicated by affidavits as the same require adducing of respective evidence. This court thus refrains to interfere in the findings of impugned inquiry report dated 18.08.2021 (Annexure P-4) under extraordinary writ jurisdiction vested vide Article 226 of Constitution of India. In any case, concededly petitioner was working on contract basis and, therefore, does not enjoy any statutory protection and/or having any vested right to seek mandamus for staking claim on a contractual job.

5. Instant writ petition is dismissed with liberty to the petitioner to seek alternate remedy as may be available to him, in accordance with law.

**30.09. 2021**

vandana

**(ARUN MONGA)**

**JUDGE**

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No