

121

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

CWP NO. 22736 OF 2021

DATE OF DECISION: 10.11.2021

Bansi Lal

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM : HON'BLE MR. JUSTICE ARUN MONGA

Present : Mr. Brijesh Kumar, Advocate,
for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana.

ARUN MONGA, J. (ORAL)

Grievance of the petitioner herein is that having once being hired as Ambulance Driver, though on temporary post, outsourced through a private contractor, his services were summarily terminated on the ground that regular drivers, who had earlier gone on strike, had since resumed their duties and there was no further requirement of keeping temporary drivers on emergency. The petitioner had worked merely for a period of four months sometime in the month of February, 2019 to May, 2019.

2. Learned counsel for the petitioner contends that there is a requirement now with respondent No.2 to hire ambulance drivers. Since the petitioner had earlier rendered his services as such and therefore, he ought to be given a fair chance to be considered for appointment.

3. On advance service of copy of the petition, learned State counsel appears and opposes the issuance of notice of motion. He argues that the petition has been filed completely on a misplaced understanding that there is an alleged requirement. In any case, even if so, the petitioner is at liberty to apply for the same, and he would be considered in accordance with law. He further argues that there is no reason as to why the department will not entertain the request of the petitioner subject, of course, to the requirement of job and also subject to petitioner competing along with other competent persons who may also apply for the job.

4. Having heard rival contentions of learned counsels for the parties, I do not find any ground to interfere. The writ petition is disposed of with an expectation that the official respondents, in case they have any requirement of the job on the post which was earlier manned by the petitioner, though only for short interregnum of four months, would proceed in accordance with law by entertaining the applications from the eligible candidates and select them as per their merit.

5. Disposed of accordingly.

NOVEMBER 10, 2021
Shalini

(ARUN MONGA)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No