

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

CWP-9984-2020

Date of decision: 06.12.2022

SUBHASH CHAND SHARMA	VS	...Petitioner
STATE OF HARYANA AND OTHERS		..Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present : Mr. Deepak Girotra, Advocate and
Mr. Rishab Goyal, Advocate
For the petitioner.

Ms. Mamta Singla Talwar, DAG, Haryana.

Mr. Dhanpat Rai Singh, Advocate,
For respondent No.4.

ARUN MONGA, J. (ORAL)

Petition herein, *inter alia*, is for issuance of a writ in the nature of Certiorari for quashing impugned noting dated 15.05.2018 (Annexure P-11A) approval dated 17.05.2018 (Annexure P-11B) and order dated 18.05.2018 (Annexure P-12) whereby petitioner was relieved from his services as Project Manager/Consultant.

2. Succinct facts first, as pleaded in the petition. The petitioner was working as a Consultant in the Department of Food and Supplies when his services were terminated unilaterally vide order dated 18.05.2018 (Annexure P-12) on the ground that his work and conduct was not satisfactory.

3. Learned counsel for the petitioner submits that petitioner's services were terminated as he was demanding remuneration in accordance with the administrative approval obtained from the

Government. He further submits that petitioner is entitled to be paid his due remuneration.

4. On the other hand, learned State counsel has canvassed arguments on similar lines, as the stand taken in the written statement.

5. I have heard learned counsel for the parties and gone through the case file.

6. Concededly, the petitioner's services were hired on contract. The contractual employee has only very limited rights confined within the four corners of the contract of employment. It is the prerogative of an employer to continue and/or discontinue with the contractual services in terms of the contract. I am of the view that on the short ground of being a matter of contract, this Court ought not to exercise its extraordinary writ jurisdiction.

7. This Court would refrain from interfering in the domain of the employer's discretion to engage employees on contract.

8. Dismissed with liberty to the petitioner to seek appropriate alternative remedy, as may be advised and available in law.

(ARUN MONGA)
JUDGE

December 06, 2022
Vandana

Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No