

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

117

LPA -194-2023 (O&M)
Decided on: 23.11.2023

Amit Sharma and others

... Appellants

Versus

Governing Body, Mehr Chand Polytechnic College, Jalandhar and others

... Respondents

**CORAM: HON'BLE MS.JUSTICE RITU BAHRI, ACTING CHIEF JUSTICE
HON'BLE MR.JUSTICE AMAN CHAUDHARY**

Present: Mr.Ram Kumar Malik, Sr. Advocate with
Mr.Varun Veer Chauhan, Advocate for the appellant

AMAN CHAUDHARY, J.

1. The present intra-Court appeal, under Clause X of the Letters Patent has been filed challenging the judgements passed in writ petition and review application dated 04.09.2019 and 09.01.2023 respectively, by the learned Single Judge.

2. Learned counsel for the appellants would submit that though the writ petition filed by them was allowed, however, their grouse remains that learned Single Judge had not directed to grant regularisation to them or continue their service till regularly selected candidates join and has merely set aside the action of them being replaced with another set of contractual employees. Even the salary for the period when they remained out of job has not been granted to them.

3. Heard.

4. At the outset, it is being noticed that the appellants were appointed as contractual employees for a period of 89 days or upto end of current semester in a government aided college. There was neither any prayer made in the writ petition

for granting them regularization nor any policy under which they are entitled to the same has been pressed into service.

5. On a Court query, learned Senior counsel has also conceded that the appellants have been continuing uninterrupted since they were appointed consequent to the judgment of learned Single Judge dated 04.09.2019. He has also been unable to demonstrate the entitlement of the appellants, who were engaged on contract basis, to payment of salary for the period they did not work, being out of service till being reinducted after their writ petition was allowed.

6. The grievance of the appellants already stood redressed and their service has remained unabated, in view of which, no plausible cause has come forth for them to agitate the issue any further. However, still liberty is granted to them to approach the Court again in the eventuality of there being any effort to replace them by another set of contractual employees.

7. As an upshot, no infirmity or illegality is found in the judgment of learned Single Judge.

8. The present appeal stands disposed of accordingly.

(RITU BAHRI)
ACTING CHIEF JUSTICE

(AMAN CHAUDHARY)
JUDGE

23.11.2023

ashok/gsv

Whether speaking / reasoned: YES / NO

Whether Reportable: YES / NO