

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

**COCp-402-2022 (O&M)
Date of decision: 27.03.2023**

Rekha Devi

...Petitioner

Versus

B. R. Kamboj and another

...Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. S. S. Duhan, Advocate
for the petitioner.

Mr. Puneet Gupta, Advocate
for respondent No. 1.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner is alleging violation of the order dated 21.08.2019, passed by this Court in CWP-27822-2018, vide which, it was directed that the petitioners shall not be replaced with another set of contractual employees, except regular employees, subject to condition of having satisfactory record, qualification, work and conduct.

Learned counsel for the petitioner submits that subsequently on 02.03.2021, the petitioner was served with a notice of relieving, which amounts to violation of the aforesaid order as another set of contractual employees has been appointed.

Reply, filed by way of the affidavit of respondent No. 1-Vice Chancellor, Guru Jambheshwar University of Science and Technology, Hisar, is on record, vide which, it is stated that even as per original terms and conditions of the appointment letter, the petitioner was to continue only till 31.05.2019 or till regular appointment is made, whichever is earlier. It is

further stated that the petitioner was transferred to the Department of Hindi due to introduction of new course of M. A. (Hindi), vide order dated 29.07.2019 to take over the work load of M. A. (Hindi) and later on, one post of Assistant Professor and three posts of Assistant Professor on regular basis in the Department of Hindi were advertised, vide two separate advertisements, and the petitioner applied against both the advertisements but she was not short listed having secured less than cut off marks. It is further stated that the petitioner has already challenged the notice dated 02.03.2021 by way of filing CWP-7471-2021, which is pending adjudication before this Court. It is further stated that in pursuance to aforesaid advertisements, when the regular appointments were made and they joined the service, only then the aforesaid notice was issued to the petitioner and the same is subjudice in the aforesaid writ petition.

In view of the above, no case of any willful disobedience is made out.

The present petition is dismissed.

Rule stands discharged.

27.03.2023

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No