

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

CWP-16264-2014 (O&M)

Date of decision: 13.03.2023

Sarabjit Singh

....Petitioner

Versus

State of Punjab and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr. Jitender Singh Dadwal, Advocate for the petitioner

Mr. R.K. Kapoor, Addl. AG, Punjab

Mr. Gagandeep Singh, Advocate for respondent no.2

ANIL KSHETARPAL, J (Oral)

The petitioner prays for issuance of a writ in the nature of
Certiorari to quash the order by which his services were dispensed with.

The petitioner, who was working as an Education Volunteer, on a
contractual basis, was dismissed from service, on the allegations of
eloping with a girl student. Since the petitioner has been acquitted in a
criminal case as the prosecutrix and her father turned hostile, hence, he
claims that he is entitled to be taken back in service.

As already noticed, the petitioner was only a contractual
employee. At the most, the allegations are that the aforesaid contract has
been violated. In these circumstances, the appropriate remedy for the
petitioner is to file a civil suit for damages. He cannot claim
reinstatement merely because there are allegations of violation of the
contract.

Disposed of.

All the pending miscellaneous applications, if any, are also
disposed of.

13.03.2023

rekha

Whether speaking/reasoned :

Whether reportable :

Yes/No

Yes/No

**(ANIL KSHETARPAL)
JUDGE**