

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

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**CWP-23421-2021 (O&M)
Date of decision: 25.05.2023**

Laxman Dass

...Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. J.L. Goyal, Advocate for the petitioner.

Mr. Ravi Pratap Singh, DAG Haryana.

Mr. Shubham Budania, Advocate for
Mr. Bhuwan Vats, Advocate for respondent Nos.3 and 4.

HARNARESH SINGH GILL, J. (ORAL)

Prayer in the present petition is for issuance of a writ in the nature of Mandamus directing the respondent-department to adjust the petitioner against the sanctioned vacant post of Group-D/Class-IV under respondent No.3 as per the Policy dated 02.02.2019 (Annexure P-3) with a further prayer to grant extension of contract period of the petitioner.

Learned counsel for the petitioner submits that as per letter dated 11.03.2019 (Annexure P-6), upon joining of the regular candidate, the petitioner was relieved. He further submits that as per the photocopy of Page No.30 of Stock Register (Annexure P-14), Washing Powder was issued to him on 16.10.2020 and Annexure P-15 indicates that the petitioner was in service upto July-2021, but salary for the period from December-2020 to July-2021, is yet to be paid to the petitioner.

Learned State counsel submits that Shri Krishna Government Ayurvedic College, Kurukshetra, has been converted into Shri Krishna Ayush University, Kurukshetra.

Learned counsel appearing for respondent No.4 submits that as per Annexure P-15, the Bank Drafts were given to the petitioner on account of salary from December-2020 to July-2021, but the learned counsel for the petitioner denies this fact.

I have heard the learned counsel for the parties.

The present petition contains the disputed questions of facts. Such questions cannot be decided by this Court in the writ jurisdiction and the same can only be adjudicated upon by a Civil Court, on the basis of evidence led.

In view of the above, the present petition is dismissed with liberty to the petitioner to file a civil suit, if so advised.

(HARNARESH SINGH GILL)
JUDGE

25.05.2023
Mangal Singh

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No