

CWP- 27666-2019

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

CWP- 27666-2019

Date of decision: 30.01.2023

Pooja

...Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Naveen Kumar, Advocate for
Mr. Vivek Khatri, Advocate,
for the petitioner.

Mr. Rohit Arya, DAG, Haryana.

HARNARESH SINGH GILL, J. (ORAL)

The present writ petition has been filed for issuance of directions to the respondents to adjust and appoint the petitioner as an Extension Lecturer, Biotechnology, in respondent No.3-College, as number of posts are still lying vacant.

Learned counsel for the petitioner contends that the petitioner worked in Govt. College for Girls (respondent No.3 herein) as an Extension Lecturer, Biotechnology, in the Zoology Department, w.e.f. 01.08.2013 to 30.09.2013, and in the Botany Department, w.e.f. 01.08.2014 to 30.04.2015, as would decipher from the experience certificate Annexure P-1, and that when some posts were lying vacant in the aforesaid departments, the petitioner had requested respondent No.3-College, allowing her to join as an Extension Lecturer, but to no avail. Learned

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counsel further contends that representation dated 05.08.2019 (Annexure P-2) moved by the petitioner to respondent No.3 to consider her claim, is still pending adjudication.

On the other hand, learned State counsel has produced a copy of the order dated 07.11.2019 passed by respondent No.3, vide which the representation made by the petitioner, had been dismissed for the reason that the petitioner did not possess the requisite qualifications i.e. NET/Ph.D. at the time of his initial engagement as Extension Lecturer. While passing the aforesaid order dated 07.11.2019, reliance to the judgment rendered in Appeal (Civil) No.3595-3612 of 1999, titled as 'Secretary, State of Karnataka Vs. Umadevi and others', was also made.

I have heard the learned counsel for the parties.

The petitioner had worked in Govt. College for Girls (respondent No.3) as an Extension Lecturer, Biotechnology, in the Zoology Department, w.e.f. 01.08.2013 to 30.09.2013, and in the Botany Department, w.e.f. 01.08.2014 to 30.04.2015. The petitioner made representation dated 05.08.2019 (Annexure P-2) to respondent No.3, allowing her to join as an an Extension Lecturer. The said representation was made after a period of four years and four months, but the same was decided on 07.11.2019 for the reason that the petitioner did not possess the requisite qualifications i.e. NET/Ph.D. at the time of his initial engagement as an Extension Lecturer.

Keeping in view the fact that the petitioner did not possess the requisite qualifications at the relevant time and her representation stands decided after passing the speaking order on 07.11.2019, which is not part

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of the present petition, this Court does not find any merit in the present petition.

Dismissed.

30.01.2023

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No