



CWP-28001-2024

1

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

106

CWP-28001-2024

Date of Decision: 25.10.2024

Dr. Kavita Sharma

.....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present: Mr. Dalbir Singh, Advocate, for the petitioner.

Ms. Tanushree, DAG, Haryana.

TRIBHUVAN DAHIYA, J. (ORAL)

This petition has been filed, *inter alia*, seeking a direction to the respondents to re-engage the petitioner as Extension Lecturer in Physics as displaced person in terms of 'Policy guidelines regarding engaging Eligible Extension Lecturers in Government Colleges purely on work requirement basis', dated 04.03.2020, Annexure P-22.

2. Learned counsel for the petitioner contends that the petitioner was initially engaged as Extension Lecturer in Physics on 08.01.2015. At that time, she did not have the laid down qualifications and was engaged as ineligible lecturer in terms of the policy applicable. After working for more than two years, she was relieved from service for want of adequate workload in the college on 20.07.2018. She subsequently acquired eligibility by obtaining Ph.D. degree in Physics on 14.06.2023. It is further contended that in terms of policy guidelines dated 04.03.2020, as amended vide memorandum dated 13.05.2023, she is entitled to be re-engaged as displaced Extension Lecturer. He has also referred to the judgment rendered by this

Court in CWP-24822-2023 titled *Sneh Lata v. State of Haryana and others*,

**CWP-28001-2024****2**

in support of the contention.

3. Learned State counsel, on the contrary, contends that the petitioner is not entitled to be re-engaged since the policy, dated 04.03.2020, has further been amended vide memorandum dated 14.12.2023, whereby a displaced Extension Lecturer has been re-defined and she cannot be considered the one in terms thereof.

4. Heard.

5. As per memorandum, dated 14.12.2023, amending the policy guidelines dated 04.03.2020, a displaced Extension Lecturer is defined in the following terms:

A displaced eligible extension Lecturer is one who:-

- i) has acquired eligibility on or before 30th June 2023 (end of the academic year) and
- ii) has worked as an eligible Extension Lecturer for at least on semester/90 days in one academic year; and
- iii) was relieved due to less workload/joining of regular Assistant/Associate Professor by way of transfer/deputation or fresh appointment.
- iv) Regarding eligibility on the basis of Ph.D degree, the details of the dates of course work (in addition to hours mentioned by university), leaves taken from college during course work, all seminars and visits to the university will have to be furnished by the candidates to the department after verification by the Principal. The departmental level committee shall also check all documents of the candidates before considering them eligible for adjustment.

Such displaced eligible Extension Lecturer may be adjusted, subject to provision of this policy, in a college having sufficient workload in his/her subject.

6. It is apparent from the amendment of policy guidelines that a displaced Extension Lecturer can be the one who has acquired eligibility on

**CWP-28001-2024****3**

or before 30.06.2023, and has worked as an eligible Extension Lecturer for at least one semester/ninety days in one academic year apart from fulfilling other requirements. These are mandatory conditions to be complied with for being considered displaced, and being entitled to re-engagement on that basis. It, however, remains undisputed on record that the petitioner has never worked as Extension Lecturer even for a day after acquiring eligibility/Ph.D. degree on 14.06.2023. Hence, the mandatory condition to be considered 'displaced' has not been fulfilled by her.

7. The judgment in *Sneh Lata* case *ibid*, relied upon by the petitioner, has been rendered with reference to the definition of displaced Extension Lecturer prescribed in the policy vide memorandum dated 13.05.2023, which stands replaced by the later amendment vide memorandum dated 14.12.2023 as aforementioned. Accordingly, the judgment is of no help to her.

8. In view of the discussion, the petitioner's case is without merit and the writ petition, accordingly, stands dismissed in *liminie*.

(TRIBHUVAN DAHIYA)
JUDGE

25.10.2024
anil

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No