

2026:PHHC:071269



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

116

CWP-11439-2026

Date of decision: May 07, 2026

ILA JOHAR DECEASED THROUGH LEGAL HEIR ARUN KUMAR
JOHAR

...Petitioner

Versus

STATE OF HARYANA AND ANOTHER

...Respondents

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present: Mr. Ajay Bishnoi, Advocate
for the petitioner.

Mr. Amit Sahni, Additional Advocate General, Haryana with
Mr. Harmanjit Singh Johal, Advocate.

TRIBHUVAN DAHIYA, J. (ORAL)

The petition has been filed *inter alia* seeking a writ of *mandamus* directing the respondents to count the *ad hoc* service rendered by the deceased petitioner (whose husband has filed the instant petition on her behalf) from 15.10.1985 to 31.12.1990 towards seniority in the cadre of Associate Professor 'H.E.S. Group-B'.

2. Learned counsel contended that the deceased was appointed as Lecturer on *ad hoc* basis in the College on 15.10.1985 and continued to work as such till 31.12.1990; she was regularised in service with effect from 01.01.1991. After rendering satisfactory service in the College, she retired as Associate Professor on 30.06.2020, and was given the due retiral benefits. As she was suffering from cancer, she passed away in December, 2024. The respondents have given the benefit of *ad hoc* service to other Associate Professors junior to her, vide different orders passed from time to time; a

reference has been made to office order dated 27.02.2024, Annexure P-7, in this regard. This entitles the petitioner to claim the same benefit. It is also claimed that she asked for inclusion of her name in the gradation list by counting her *ad hoc* service vide letter dated 09.03.2023, Annexure P-4, but no action was taken.

3. Considering the submissions, this Court is not inclined to entertain the petition on the ground that the deceased did not agitate her right for counting *ad hoc* service towards seniority etc., while she was in service. The first representation, statedly made by her was also after a delay of about thirty-two years from the date of regularisation. She never approached this Court at the appropriate stage to claim the service benefit and this Court finds no reasonable ground to entertain the petition for such benefit filed by her husband after her demise. The office order dated 27.02.2024 is also of no help to the deceased since the benefit extended thereby to two other Professors in the College was in compliance of orders dated 09.09.2010 and 23.05.2022 passed by this Court in CWP-8604-2007 and CWP-4429-2020 respectively.

4. In view thereof, finding no ground to entertain the petition, it stands dismissed.

May 07, 2026

Jaspreet Kaur

(TRIBHUVAN DAHIYA)

JUDGE

✓

Whether speaking/reasoned : *Yes/No*

Whether reportable : *Yes/No*