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

CWP- 8847-2025

Date of Decision: 08.04.2025

KAMLESH KUMARI

..... PETITIONER

VERSUS

STATE OF HARYANA AND OTHERS

....RESPONDENTS

**CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA**

Present: Mr. Ramesh Hooda, Advocate  
for the petitioner.

Mr. Harish Nain, AAG, Haryana.

**TRIBHUVAN DAHIYA, J. (ORAL)**

This petition has been filed seeking a writ of *certiorari* quashing the order, dated 03.12.2024, passed by respondent no. 3.

2. Learned counsel for the petitioner has contended that while serving as JBT teacher on *ad hoc* basis, the petitioner applied for the regular post of JBT teacher through proper channel and after selection was relieved to join the service vide letter dated 02.05.1994. Without any break she joined as regular JBT on 03.05.1994, and became entitled to two increments for the *ad hoc* service of about two years and three months rendered by her prior to joining her regular service. Pursuant to a direction issued by this Court vide



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order, dated 05.05.2022, in CWP 13258 of 1997 filed by the petitioner, her claim was considered but wrongly rejected vide the impugned order on the ground that she had resigned from the previous post of JBT (Adhoc) and did not apply for the subsequent post of JBT (Regular) through proper channel. Therefore, the benefit of pay fixation under Rule 4.4 (b) of Punjab Civil Services Rules, Volume I, as applicable to Haryana, could not be granted in this case. Learned counsel for the petitioner further contends that the ground of rejection is unfounded as the petitioner was duly relieved from service vide letter dated 02.05.1994, and the benefit under Rule 4.4 (b) could not have been denied to her.

3. Learned State counsel on the contrary has relied upon the law laid down by the Supreme Court in *State of Haryana and others v. Veterinary Association of State of Haryana*, AIR 2000 SC 3021 to contend that the benefit of *ad hoc* service cannot be given for service benefits or grant of additional increments.

4. Heard.

5. As per facts apparent on record, the petitioner joined the regular service as JBT teacher pursuant to a fresh selection vide letter dated 26.04.1994. The benefit of pay fixation by counting past service was not given to her as per the terms stipulated in the appointment letter/order. Besides, as per law settled in *Veterinary Association of State of Haryana* case, previous *ad hoc* service cannot be counted for the benefit of additional increments in regular service pursuant to a fresh selection.



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6. In view thereof, there is no ground to entertain the petition and it stands dismissed *in limine*.

08.04.2025

Sima

**(TRIBHUVAN DAHIYA)**  
**JUDGE**

*Whether speaking/reasoned*      *Yes/No*

*Whether reportable*              *Yes/No*