



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

Sr. No.119

CWP-7481-2025

Date of Decision: 03.04.2025

Sangeeta Rani

.... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present: Mr. Rahul Dahiya, Advocate, for the petitioner.

Mr. Pankaj Middha, Addl. A.G. Haryana.

TRIBHUVAN DAHIYA, J. (ORAL)

The petition has been filed *inter alia* seeking a writ of *certiorari* quashing the order, dated 22.01.2025, passed by the third respondent relieving the petitioner from service as Library Attendant on account of joining of a regular incumbent.

2. Learned State counsel has received instructions from the second respondent vide memo dated 31.03.2025, which are retained on the case file as Annexure 'A'. The instructions are to the following effect:

...Moreover, as per letter No. 42/37/2FD11/07/1254 dated 10.05.2007 (Annexure R-3) issued by Finance Department Haryana it is mentioned that where there is strength of students is between 2001 to 3000 there would be workload of two Library Attendants. In the present case, though there is the workload of 2687 students and accordingly workload of 02 Library Attendants exists. However, it is pertinent to mention here that against the workload of these two Library Attendant one is regular Library Attendant posted vide order dated 17.01.2025 and other one is a contractual Library Attendant who have completed five years of service on 15.08.2024 and thus covered under Security of Service Act, 2024. Therefore,



the petitioner definitely have to be relieved strictly in terms of above said Government instructions dated 27.12.2024 and 15.01.2025 and thus have been relieved on 22.01.2025, i.e. on joining of regular candidate.

2.1. Based upon that, it has been contended that there is no vacant post of Library Attendant against which the petitioner's services can be adjusted. And no exception can be taken to the impugned order relieving the petitioner on joining of a regular incumbent since a contractual employee has to make way for a regular appointee.

3. In view thereof, there is no ground to entertain the petition, and it stands dismissed.

(TRIBHUVAN DAHIYA)
JUDGE

03.04.2025
Maninder

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