

SUPREME COURT OF INDIA  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).3310/2006

(From the judgement and order dated 29/09/2005 in CWP No. 12320/2005 of the HIGH COURT OF PUNJAB &amp; HARYANA AT CHANDIGARH)

JAIPAL (AMA) &amp; ANR.

Petitioner(s)

VERSUS

STATE OF PUNJAB &amp; ORS.

Respondent(s)

(With prayer for interim relief)

Date: 10/11/2008 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.B. SINHA

HON'BLE MR. JUSTICE CYRIAC JOSEPH

For Petitioner(s) Mr. Yash Pal Dhingra,Adv.

For Respondent(s) Dr. Ramesh K. Haritash,Adv.

Mr. Sanjay K. Hadala,Adv.

Mr. Sanjiv Kumar,Adv.

Mr. M.C. Dhingra,Adv.

Mr. Rohit Sharma,Adv.

Mr. Jagjit Singh Chhabra,Adv.

UPON hearing counsel the Court made the following  
ORDER

The petitioners before us seek to enforce the contract of service qua contract contained in the offer of appointment dated 15.9.2004, in so far as allegedly, one month's notice in terms of clause 4 of the officer of appointment had not been issued.

The said offer of appointment clearly shows that the appointment of the petitioners was made on a contractual basis for a period of six months and in that view of the matter, if, according to the petitioners, there has been

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any violation of the terms of contract of service, their remedy may be either to file a suit or raise an industrial dispute; but in absence of a legal right to continue in service, particularly in view of Section 14(1)(b) of the Specific Relief Act, 1963, writ petition was not maintainable. The special leave petition is dismissed.

(A.S. BISHT)  
COURT MASTER(PUSHAP LATA BHARDWAJ)  
COURT MASTER