

In the High Court of Punjab and Haryana at Chandigarh

COCP No.2627 of 2014 (O&M)

Date of decision: December 11, 2015

Ravinder Singh

..... Petitioner

Versus

Smt. Asha Kadian

..... Respondent

CORAM: HON'BLE MR. JUSTICE RAKESH KUMAR JAIN

Present: Mr. J.S. Dahiya, Advocate for the petitioner.

Mr. Tribhuvan Dahiya, Advocate for the respondent.

RAKESH KUMAR JAIN, J.(Oral)

On 21.12.2013, the writ petition filed by the petitioners was disposed of with the following observation:

“He further submits, on instructions, that the university will consider the case of petitioner No.5 for regularisation/rationalisation at par with petitioner No.4 and other similarly situated employees of the Institute and if found eligible, the case will be forwarded to the Government for sanction of the post as has been done in other cases.”

Learned counsel for the respondent has pointed out that in terms of aforesaid statement made at the time of disposal of the case, the case of the petitioner was considered by the Rationalisation Committee of the University and the petitioner was not found eligible for the purpose of forwarding of this case for sanction of the post.

Learned counsel for the petitioner further submits that the decision taken by the Committee is totally illegal.

Be that as it may, since the respondents were to decide the case of the petitioner for regularisation and rationalisation at par with petitioner No.4 and other similarly situated employees of the Institute and were found to forward his case to the Government for sanction of the post in case he was found eligible and since the petitioner is not found eligible as he was appointed against the post under a World Bank project, which was to continue subject to abolition of the Scheme and the project of the World Bank has come to an end, therefore, the prayer made by the petitioner has been declined.

Learned counsel for the petitioner prays for withdrawal of the petition with liberty to challenge the decision of the Committee taken on 09.12.2014.

Dismissed as withdrawn. Liberty granted.

(RAKESH KUMAR JAIN)
JUDGE

December 11, 2015

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