

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

CWP No.2045 of 2015

Date of decision:09.02.2015

Rajesh Kumar

... Petitioner

Vs.

State of Haryana & another

... Respondents

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present: Mr. S.K. Bhardwaj, Advocate for the petitioner.

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TEJINDER SINGH DHINDSA, J.

The petitioner, who is presently serving as Turner Instructor with the respondent, Industrial Training and Vocational Education Department, State of Haryana on a contractual basis has filed the instant writ petition seeking the issuance of a writ of mandamus for directing the respondents to grant to him the benefit of regularization of service in the light of policy decision dated 18.06.2014.

Counsel for the petitioner has been heard at length.

It has gone uncontroverted that the petitioner had earlier been engaged on contractual basis and his services were dispensed with in the month of February, 2012. Such action was never put to challenge and the petitioner had accepted his termination from service. Thereafter, the petitioner was again engaged on contractual basis w.e.f. 09.11.2012 and is serving on contract basis ever since.

The policy dated 18.06.2014 stands appended as Annexure P-4 along with the instant writ petition. One of the pre-requisites to claim benefit thereunder is for an employee to have worked for not less than 3

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years as on 28.05.2014 and to be still in service.

Taking into reckoning the appointment of the petitioner w.e.f. 09.11.2012, the petitioner does not fulfill such basic essential eligibility condition.

The prayer made in the instant writ petition is, as such, cannot be accepted.

The writ petition is dismissed.

09.02.2015

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**