

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

CWP No.27955 of 2013

Date of Decision: 10.03.2015

Devi Chand and another

....Petitioners

Versus

State of Haryana and others

....Respondents

BEFORE :- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present:- Mr. Sukhdeep Parmar, Advocate
for the petitioners.

Mr. Harish Rathee, Sr. D.A.G., Haryana
for the respondent-State.

DAYA CHAUDHARY, J. (ORAL)

This petition has been filed under Article 226 of the Constitution of India for issuance of writ in the nature of *mandamus* directing the respondents to consider and appoint the petitioners on the posts of sweeper-cum-chowkidar, which are lying vacant with respondent No.3 till regular appointments are made.

Learned State counsel submits that the posts against which the petitioners were working have been filled up by regular appointees and petitioners are claiming to be adjusted against the posts other than the posts they were appointed. Learned counsel has also brought to the notice a letter dated 10.09.2014, which has been written by District Education Officer, Panipat for adjustment of the petitioners against the posts which are lying vacant but that order has not been implemented by Block Education Officer.

Keeping in view the prayer made in the present petition and

also the fact that regular hands have joined in place of the petitioners, no directions can be issued. However, in case, some recommendation is there by District Education Officer and same has not been implemented, petitioners are at liberty to move representation to the concerned higher authority and in case, the petitioners are still aggrieved, they are at liberty to move a fresh petition as it is a separate cause of action.

Disposed of accordingly.

10.03.2015
gurpreet

(DAYA CHAUDHARY)
JUDGE