

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

LPA No. 460 of 2015 (O&M)

Date of Decision:-28.04.2015

Smt. Anita Rani

.....Appellant

Versus

State of Haryana and others

.....Respondents

**CORAM :- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL.
HON'BLE MR. JUSTICE HARINDER SINGH SIDHU.**

**Present:- Mr. Jai Bhagwan Sharma, Advocate
for the appellant.**

SATISH KUMAR MITTAL, J.(Oral)

This intra-court appeal under Clause-X of the Letters Patent has been filed against the order dated 24.12.2014 passed by the learned Single Judge, whereby the writ petition filed by the appellant challenging the order dated 3.11.2014, vide which the legal notice for regularizing her in services w.e.f. 1.10.2003 instead of 31.8.2010 was rejected, has been dismissed.

Though there is delay of 9 days in filing the appeal and the appellant has filed application (C.M. No. 941-LPA of 2015) for condoning the delay, yet we have heard learned counsel for the appellant on merits and gone through the order passed by learned Single Judge.

Undisputedly in this case, the services of the appellant were regularized by the Deputy Commissioner on 31.8.2010 and he was given the regular pay scale from the said date. For few years thereafter,

the petitioner remained satisfied with the said order and did not challenge the said order to claim that her services should have been regularized w.e.f. 1.10.2003 instead of 31.8.2010. For the first time on 23.9.2014 she got served a legal notice in this regard which was replied on 3.11.2014 and her claim was rejected, which has been challenged in the present case.

Learned Single Judge, has dismissed the writ petition of the appellant on the ground of delay and laches as she has approached the Court after more than four years of regularization of her services w.e.f 31.8.2010.

No reasonable explanation has been given even before us for the delay. Thus in our opinion, learned Single Judge, while relying upon the decision of this Court in CWP No.28508 of 2013 Suraj Mal Versus State of Haryana and others, decided on 29.9.2014, has rightly dismissed the writ petition on the ground of delay and laches.

No ground to entertain this petition is made out.

Dismissed.

(SATISH KUMAR MITTAL)
JUDGE

28.04.2015
reema

(HARINDER SINGH SIDHU)
JUDGE