

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

Date of decision: 31.08.2016

CWP No.15368 of 1998

Ashok Kumar Singal & others

...Petitioners

Vs.

State of Haryana & others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: None for the petitioners.

Ms. Shruti Jain Goel, AAG, Haryana.

RAJIV NARAIN RAINA, J. (ORAL)

The law has undergone change since the filing of the petition and the petitioners can no longer depend for relief on the Full Bench decision of this Court in Rakesh Kumar Singla Vs. State of Haryana & another, 1995(4) RSJ 586 since it has been overruled by the Supreme Court in State of Haryana Vs. Haryana Veterinary and AHTS Association, AIR 2000 SC 3020; (2000) 8 SCC 4 and in subsequent decisions of the Supreme Court in State of Haryana & others Vs. Vijay Singh & others, (2012) 8 SCC 633 and State of Haryana & others Vs. Sita Ram & others, (2013) 16 SCC 677 while dealing with the same issue of the legal status of ad hoc service continued till regularization of service to cure the defect in the initial appointment, which period of ad hoc cannot be counted for the purpose of seniority and benefits of Assured Career Progression Scheme, all of which require 'regular satisfactory service' to the credit of members of the service.

In these judgments, the Supreme Court has interpreted the word 'regular' service for grant of benefits as prayed for in the petition.

Apart from the above, in the Scheme introduced by the State Government on 08.02.1994 for grant of higher standard pay scales to Group 'C' & 'D' employees, the expression that has been used expressly is 'regular satisfactory service' on completion of 10 years or more and 20 years of service. The prayers in the petition filed when the law was in the force do not fit the relief claimed.

The petition is dismissed accordingly with no order as to costs. Pending application/s, if any, are passed over with no orders passed.

31.08.2016
Vimal

[RAJIV NARAIN RAINA]
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>
<i>Whether Reportable:</i>	<i>No</i>