

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

CWP No.11122 of 2016

Date of Decision:04.10.2016

Sunil and others

... Petitioners

Vs.

FCI and others

... Respondents

CORAM : HON'BLE MR. JUSTICE P.B. BAJANTHRI

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

None for the respondents.

P.B. BAJANTHRI J.

In the instant writ petition, the petitioners have prayed for quashing the impugned action of the respondent-corporation for permitting the outside labourers/workers to perform the duties of handling labourers, whereas the petitioners are working for more than 15-18 years at Rail Head Depot, Jind of the respondent-corporation and the impugned action of the respondent authorities in not restricting the outside labour and replacing the petitioners with the other similar set of workers being violative of the settled law as held vide Annexure P-6 and P-7. The petitioners have further prayed for issuance of directions to the respondents to restrain the outside labour workers to perform the duties of handling labourers at Rail Head Jind as the petitioners are performing the duties for about 15-18 years as also for directing the respondents not to violate the settled principle of law as the similar set of workers cannot be replaced with another similar set of workers as the replacement of similarly situated workers has already been stayed vide order dated 25.7.2015 and 1.5.2015 (Annexure P-7) and admittedly the respondent Corporation does not have any departmentalized/regular labour at the Rail Head Depot of Jind where the petitioners are working.

There is no specific action of the respondent-corporation is

under challenge. Consequently, the petition is not maintainable. Even for seeking writ of mandamus, there is no specific prayer.

Consequently, the petition stands dismissed with liberty to the petitioners to file fresh petition with appropriate prayer.

04.10.2016
rajeev

(P.B. Bajanthri)
Judge

Whether speaking/reasoned Yes/No

Whether reportable Yes/No