

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

CWP No.14997 of 2016 (O&M)

Date of decision:29.07.2016

Vijay Kumar

... Petitioner

Vs.

The State of Haryana & others

... Respondents

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

Present: Mr. Deepak Sonak, Advocate for the petitioner.

...

TEJINDER SINGH DHINDSA, J.

Prayer in the instant petition is for grant of benefit of regularization of service.

It has been submitted that the petitioner was engaged as a daily wager under the Haryana State Forest Department in the year 1989. His services were dispensed with in the year 1997. Industrial dispute having been raised and the matter having been adjudicated upon, the labour Court delivered an award in the year 2000 granting relief of reinstatement and continuity of service with full back wages.

Counsel contends that the State Government had issued policies on the subject of regularization in service in the years 1996 and 2003 but the claim of the petitioner could not be considered under such policies on account of the pending litigation.

Reliance has been placed upon the Notification dated 18.06.2014 at Annexure P-13 to contend that the State Government has now taken a policy decision that left over Group 'C' and 'D' employees working on adhoc/contract/daily wagers/work charge basis and who could not be

regularized under the Regularization Policy issued prior in point of time on

account of administrative reasons but were otherwise eligible would be regularized with effect from the dates they were so eligible.

Without making any observations on merits and without even ascertaining the correctness of the averments made in the petition, I deem it appropriate to dispose of the present petition with a direction to respondent No.2 i.e. The Principal Chief Conservator of Forest, Forest Department Haryana to consider the claim of the petitioner by deciding his legal notice dated 25.02.2016 (Annexure P-10) which is stated to have already been served by passing a speaking order within a period of four months from the date of receipt of a certified copy of this order.

Disposed of.

29.07.2016

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

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| i) | Whether speaking/reasoned? | Yes |
| ii) | Whether Reportable? | No |