

**Sr. No. 135
IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**CWP No.17051 of 2016 (O&M)
Date of Decision: 22.08.2016**

Sunita and others

... Petitioners

Versus

State of Haryana and others

... Respondents

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

Present:- Mr. Arvind Chauhan, Advocate,
for the petitioners.

TEJINDER SINGH DHINDSA, J.

Counsel would submit that the petitioners joined on Class IV post on a part time basis under the respondent Education Department on different dates between the years 1996 to 2002. Their services have been regularized w.e.f. 14.08.2014.

Grievance raised in the present writ petition is that other employees similarly situated and also appointed initially on Class IV post on part time basis and juniors to the petitioners have been granted benefit of regularization from an earlier date i.e. 01.04.2011.

During the course of arguments, it has been conceded by counsel that seniority of Class IV employees is to be maintained at the District Level and not the State Level. In support of the claim raised in the present petition reliance has been placed upon document at Annexure P-2 to contend that the employees mentioned therein were engaged on subsequent dates as compared to the petitioners have been granted benefit of regularization from an earlier date i.e. 01.04.2011.

It has gone uncontroverted that Annexure P-2 is in relation to

employees falling to Panipat District. The present petitioners, on the other hand, were engaged in Rohtak District. Accordingly, the grievance and claim of the petitioners in the light of averments and supporting document in the present petition cannot be adjudicated upon.

Confronted with such a situation, counsel prays for withdrawal of the present petition with liberty to file a petition afresh by bringing forth the details, if any, in regard to such Class IV employees of the Rohtak District and who were engaged also on part time basis subsequent to the petitioners but have been granted benefit of regularization from an earlier date.

Disposed of with liberty as prayed for.

22.08.2016

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No