

CWP No.20234 of 2016

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

CWP No.20234 of 2016

Date of Decision:-03.11.2016

Nirmal Singh.

.....Petitioner.

Versus

State of Punjab & Ors.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Vivek K. Thakur, Advocate for the Petitioner.

Mz. Sudeepti Sharma, Deputy Advocate General, Punjab
assisted by Mr. Romesh Chand, Assistant Secretary,
Indian Red Cross Society, Kapurthala.

JASWANT SINGH, J.(ORAL)

Petitioner-Nirmal Singh appears to have been appointed as Mali (Gardener) since September 1994 at the Picnic Spot, Kanjli administered by Kanjli Wetland Development Committee, Kapurthala constituted by the Tourism Department on fixed amount/honorarium basis. It transpires that said Picnic Spot is no longer functioning since 2009. However, the petitioner claims to have continued to work as a Care Taker-cum-Chowkidar at the site and drawing salary till December 2011.

The claim in the present petition is for release of salary/honorarium since January 2012 as also considering his claim for regularization under the Regularization Policy in view of his engagement

since long.

Upon notice learned State Counsel on instructions from Mr. Romesh Chand, Assistant Secretary, Indian Red Cross Society, Kapurthala submits that the salary at the rate of Rs.2314/- due w.e.f. January 2012 till November 2016 is being paid by way of cheque no.059705 dated 02.11.2016. The said cheque has been handed over to the counsel for the petitioner. Photocopy of the same is retained for the purpose of record.

Learned State Counsel submits that as regards regularization there being no post available with the Committee, petitioner cannot claim regularization. However, he is free to make a representation with proper documentation to the Authority concerned for consideration of his claim of regularization, if any. She further submits that as regards the Committee is concerned the claim for release of salary has been duly satisfied and as regards his future continuation the proper decision shall be taken in accordance with law.

In view of the above, the present petition is hereby dismissed as infructuous. Both the parties are free to seek their recourse in accordance with law.

(JASWANT SINGH)
JUDGE

November 03, 2016
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<i>Whether speaking/reasoned</i>	<i>Yes / No</i>
<i>Whether Reportable</i>	<i>Yes / No</i>