

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

Civil Writ Petition No.27415 of 2015

Date of decision: 19.1.2016

Krishan Singh

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr.Ashok Bhardwaj, Advocate,
for the petitioner.

1. To be referred to the Reporters or not?
2. Whether the judgment should be reported in the Digest?

RAJIV NARAIN RAINA, J. (Oral)

The claim in this petition is for regularization. The admitted position is that the petitioner is a Pump Operator appointed on contract basis through a contractor.

The petitioner is relegated to his remedy before the Labour Court to establish, if he can, that he is a direct employee of the Corporation and the contract arrangement is a sham and bogus one. Thereafter, he is free to seek his remedy according to the award passed by the Labour Court.

This petition is dismissed for want of maintainability as also of the reason that the Court has been guided not to pass orders of regularization in proceedings under Article 226 of the Constitution of India

by the law laid down in **Secretary, State of Karnataka v. Umadevi**; (2006)

4 SCC 1.

Dismissed with the aforesaid liberty.

(RAJIV NARAIN RAINA)
JUDGE

January 19, 2016
Paritosh Kumar