

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No.112

CWP No.5869 of 2016

Date of decision: 30.03.2016

Afsar Singh

....Petitioner

versus

State of Haryana and others

....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

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

* * *

DEEPAK SIBAL, J. (Oral)

The services of the petitioner who was serving the Public Works Department, (Public Health Engineer Division), Kurukshetra as a Class-IV employee were regularized w.e.f. 01.10.2003. Without any protest he accepted the same for nearly 12 years as only. On 24.08.2015, he made a representation that his services should have been regularized w.e.f. 01.02.1996 instead of 01.10.2003.

For the delay of nearly 12 years, no explanation has been furnished.

After hearing learned counsel for the petitioner and with his able assistance have gone through the record of the case, I am of the view that on account of the unexplained and unjustifiable delay of nearly 12 years, the present petition is liable to be dismissed in limine.

The view expressed by me finds support from the recent judgment of this Court in *CWP No.225 of 2015* titled as “*Satyabir and others Vs. State of Haryana and others*” decided on 08.01.2015 wherein this Court while considering a similar issue and after referring to several judgments of the Apex Court as also this Court on the subject of delay, dismissed the petitions which had been filed after a delay of more than 03 years.

In view of the aforesaid facts and the settled position of law, the present petition is dismissed on the ground of delay and laches.

No costs.

(DEEPAK SIBAL)
JUDGE

March 30, 2016
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