

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

***CWP No.7750 of 2016 (O&M)
Date of decision:11.07.2016***

Satpal & others

... Petitioners

Vs.

State of Haryana & others

... Respondents

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

Present: Ms. Meenakshi Poswal, Advocate for
Mr. Virender Mandhan, Advocate for the petitioners.

...

TEJINDER SINGH DHINDSA, J.

The instant writ petition has been filed seeking issuance of directions to the respondents to consider the claim of the petitioners for appointment to the post of Sweeper/Safai Karmchari under the Municipal Corporation, Karnal.

Counsel would argue that earlier in point of time CWP No.12393 of 1997 had been filed and which had been disposed of by a Division Bench of this Court on 27.11.1997 by recording the statement of the counsel appearing on behalf of the Corporation that the claim of the petitioners therein would be considered as and when a vacancy arises in future.

Counsel submits that the respondent/Corporation has now issued an advertisement dated 01.12.2015 and in the light of the statement recorded of the counsel appearing for the Corporation and in pursuance to order dated 27.11.1997 in CWP No.12393 of 1997 at Annexure P-1, the petitioners have a right to be considered for appointment.

Counsel for the petitioners has been heard at length.

At the very outset, it may be taken note of that CWP No.12393 of 1997 had been filed at the hands of three petitioners whereas the present petition has been instituted by as many as 9 petitioners.

Be that as it may, the only right that can possibly flow from the order dated 27.11.1997 passed by the Division Bench is as regards recognition of the right of the petitioners for consideration for appointment to a post as and when vacancies arise.

It is the case of the petitioners herein themselves that an advertisement dated 01.12.2015 has been issued for appointment to the post of Sweepers/Safai Karmcharis.

Needless to observe that it would always be open for the petitioners to apply against the post and they would have a right for consideration against the same subject to their being eligible as also in accordance with law.

Petition is disposed of.

11.07.2016

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**