

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

LPA No.820 of 2015 (O&M)

Date of Decision: 24.05.2016

Chaudhary Charan Singh, Haryana Agriculture University, Hisar

... Petitioner

Versus

Chander Dev and others

... Respondents

**CORAM: HON'BLE MR. JUSTICE MAHESH GROVER
HON'BLE MR. JUSTICE SUDIP AHLUWALIA**

1. Whether reporters of local newspapers may be allowed to see the judgment ?
2. To be referred to the Reporters or not ?
3. Whether the judgment should be reported in the digest ?

Present: Mr. D.K. Khanna, Advocate,
for the appellant.

Mr. Rajinder Goyal, Addl. A.G., Punjab.

MAHESH GROVER.J.

This appeal has been preferred against the order dated 13.02.2015 passed by the learned Single Judge accepting the writ petition filed by the respondent.

The facts of the case are that the services of respondent No.1 was regularized to the post of Mason on 15.02.1997. Subsequently, that post was downgraded to the post of Helper presumably, on the plea that the services of respondent No.1 were never regularized and in fact the order pertained to regularization as DPL (R)- "Daily Paid Labour" in Group 'D'.

The arguments advanced in the appeal are larger on this aspect.

No notice was issued to respondent No.1 before his status and service was downgraded from the Mason to Helper. Learned Single Judge noticed further that this was in complete violation of the principle of natural justice and we would have no reason to differ particularly when it has been

shown to us that the post of Helper carried a lesser pay-scale and no order detrimental to respondent No.1 could be passed without observing the principles of natural justice. That apart, order (Annexure P/1) would in no manner of doubt, strengthen the claim of regularization of services of respondent No.1, to the post of Mason.

No ground to interfere with the order passed by the learned Single Judge is made out.

Dismissed.

(MAHESH GROVER)
JUDGE

(SUDIP AHLUWALIA)
JUDGE

24.05.2016
Bhumika