

CWP-10644-2016

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

CWP-10644-2016

Date of Decision : 10.3.2017

SHER SINGH AND OTHERS

..... Petitioner

Versus

STATE OF HARYANA & OTHERS

..... Respondents

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Suresh Kumar Kaushik, Advocate for
Mr.Ajay Chaudhary, Advocate
for the petitioners.

Ms. Shruti Jain Goyal, AAG, Haryana.

AJAY TEWARI, J. (Oral)

By way of this writ petition, the petitioners have sought regularization of their services from the date services of their juniors were regularised, in view of the policy/instructions dated 01.10.2003 and 10.02.2004, Annexure P-2 and P-3 respectively.

Brief facts of the present case are that the petitioners were appointed as Beldar-cum-Mali in between 1978-1990-1988 respectively. Their services were terminated on different dates. Petitioners raised industrial dispute and awards were passed in their favour and they were granted benefit of continuity of service. During the time they were out of services the persons junior to the petitioners were regularised. When the petitioners were reinstated they claimed for regularization of their services and the same was denied on the ground that regularization policy has been

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withdrawn in view of the judgment of Supreme Court in the matter of "*State of Karnataka vs. Uma Devi, 2006(4) SCC 1*". In a similar case *CWP No. 17150 of 2015* titled as "*Pawan Kumar and others vs. State of Haryana and others*" passed by this Court decided on 24.1.2017 the similar argument was repelled and the petition was allowed.

Present petition stands allowed in the same terms as *CWP No. 17150 of 2015.*

Since the main case has been decided, the pending civil miscellaneous application, if any, also stand disposed of.

March 10, 2017
anuradha

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned	-	Yes/No
Whether reportable	-	Yes/No