

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

CWP No. 14555 of 2017 (O & M)

Date of decision: 17.07.2017

Sunny Kumar and others

....Petitioner(s)

Versus

State of Haryana and others

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE G.S.SANDHAWALIA

Present: Mr. S.K. Malik, Advocate,
for the petitioners.

G.S.SANDHAWALIA, J. (Oral)

C.M. No. 9530-CWP of 2017

Application for placing on record regularization order dated 25.08.2014 as Annexure P-8 (colly) is allowed, subject to all just exceptions.

The same is taken on record.

CWP No. 14555 of 2017

The petitioners seek regularization of services from the date their juniors have been regularized and for further direction to the respondents for releasing all consequential benefits arising out of it.

It is the case of the petitioners that they joined the Education Department in the year 1998 to 2002 in various capacities in class IV employees, details of which are mentioned in Annexure P-1. The petitioners were regularized in the year 2014 and their grouse is that other persons who had joined subsequently have been regularized prior in point of time. Counsel has made reference to Annexure P-3, the order dated 30.10.2006 to contend regarding the said fact.

Counsel submits that legal notice dated 25.02.2017 (Annexure P-5) has already been served upon the respondents regarding the said aspect but the same has not been decided. Counsel further submits that he would be satisfied if a direction is issued to the respondents to decide the said legal notice within a fixed time frame.

Notice of motion.

Ms. Shruti Jain Goyal, AAG, Haryana accepts notice. Copy of the writ petition has been supplied to her.

Without commenting on the merits of the case or the entitlement of the petitioners for the abovesaid relief and keeping in view the fact that the matter is still pending consideration, the present writ petition is disposed of with direction to respondent no. 3 to take a decision on the said legal notice dated 25.02.2017 (Annexure P-5) within a period of 3 months from the date of receipt of certified copy of the order. Needless to say if the benefit is to be declined, a reasoned order be passed and the same be conveyed to the petitioners.

17.07.2017
shivani

(G.S. SANDHAWALIA)
JUDGE

Whether reasoned/speaking

Yes/No

Whether reportable

Yes/No