

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP No.21224 of 2017(O&M)
Date of Decision: 18.09.2017

Harbans Lal & others

--Petitioners

Versus

State of Punjab and others

--Respondents

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

Present:- Ms. Alisha Arora, Advocate for the petitioners.

TEJINDER SINGH DHINDSA.J

Petitioners, who are 13 in number, are stated to be serving as Drivers under the Forest Department, State of Punjab on daily wage basis. The details of the petitioners as regards their date of joining as Drivers on daily wage basis have been furnished in a tabulation contained in paragraph 2 of the petition.

Claim raised in the instant petition is for grant of benefit of regularization in service.

In support of such claim counsel has cited the instance of Prem Singh, Driver and who is stated to be junior in the seniority list of daily wage drivers to petitioners no.1 to 3 and identically situated to petitioners no.4 to 13. Counsel submits that Prem Singh has been granted benefit of regularization in the light of order dated 16.3.2017 (Annexure P-6).

Petitioners seek parity of treatment.

Counsel contends that claim of the petitioners for regularization would be covered under the Punjab Ad hoc, Contractual, Daily Wage, Temporary, Work charged and Out Sourced Employees Welfare Act, 2016.

Without even ascertaining the correctness of the averments made in the instant petition and without examining the claim of the petitioners on merit, I deem it appropriate to dispose of the instant petition in terms of granting liberty to the petitioners to file a comprehensive representation as regards their claim. In the eventuality of any such representation being preferred, respondent no.2 i.e. the Principal Chief Conservator of Forest, Punjab would be obligated to examine the claim of the petitioners in accordance with law and by taking a final decision upon the representation within a period of 3 months from the date of submission of the same.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

18.09.2017

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Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No