

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

CWP- 28244-2017

Date of decision: -13.12.2017

Smt. Kalwati

.....Petitioner

versus

State of Haryana and others

.....Respondents

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

Present: - Mr. S.K.Malik, Advocate for the petitioner.

G.S. SANDHAWALIA, J (ORAL)

Petitioner seeks quashing of the order dated 14.8.2014 (Annexure P-2) to the extent that the date of regularization of service of the petitioner should be 1.2.1999 or 22.11.2005, i.e., the date when her junior namely Hira Lal has been regularized.

It is the case of the petitioner that she joined on 2.5.1990 (Annexure P-1) as a Sweeper on part time basis whereas respondent No. 4- Hira Lal had joined on 4.3.1994 also on part time basis (Annexure P-3) in the same district. The said respondent was regularized on 22.11.2005 (Annexure P-4) by respondent no. 3, whereas the petitioner was only regularized nine years later on 14.8.2014 (Annexure P-2). It is accordingly the case of the petitioner that legal notice has already been served upon respondents No. 1 to 3 on 16.7.2017 (Annexure P-7) for removal of the said grievance.

Notice of motion.

Ms. Shruti Jain Goyal, AAG, Haryana accepts notice on behalf of respondent-State. Copy has been supplied to learned State counsel of the writ petition.

Keeping in view the above, no useful purpose will be served by calling upon the respondents to file reply, since the decision making process is not complete.

Accordingly, without commenting upon the merits of the case or the entitlement of the petitioner, the present writ petition is disposed of with direction to respondent No. 3 to decide the legal notice dated 16.7.2017 (Annexure P-7) within a period of three months from the receipt of the certified copy of this order.

Needless to say that, in case, any adverse order is to be passed, the same be conveyed to the petitioner by passing a speaking order.

13.12.2017

preeti

(G.S. SANDHAWALIA)

JUDGE

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No