

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

CWP No.995 of 2015

Date of Decision:22.03.2017

Maya Devi

... Petitioner

Vs.

State of Haryana and others

... Respondents

CORAM : HON'BLE MR. JUSTICE P.B. BAJANTHRI

Present : Mr. Rishabh Gupta, Advocate for the petitioner.

Mr. Sushil Gautam, D.A.G. Haryana.

Mr. R.S. Cheema, Advocate for respondents No.3 and 4.

P.B. BAJANTHRI J. (Oral)

The petitioner has sought for writ of mandamus for regularization of his services in the post of Sweeper in the 3rd respondent-management.

Learned counsel for 3rd respondent-management raised a preliminary objection that writ petition is not maintainable in view of the judgment passed by the Division Bench of this Court in the case of **Management of S.D. Model Senior Secondary School and another v. District Judge-cum-Service Tribunal and another**; 2014 (1) S.C.T. 652.

No doubt it is true that this Court has no jurisdiction but at the same time 3rd respondent-management cannot shirk from their responsibilities in considering the petitioner's grievance whether she is entitled for regularization or not? To that extent, they have not passed any order. Therefore, 3rd respondent may pass a speaking order and communicate the same to the petitioner.

With the above observation, petition stands disposed of reserving liberty to the petitioner to approach the appropriate forum.

22.03.2017

rajeev

**(P.B. Bajanthri)
Judge**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No