

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

128

CWP-8160-2017 (O&M)

Date of decision: 21.04.2017

Jagjit Singh and another

....Petitioners

Versus

State of Haryana and another

.... Respondents

CORAM: Hon'ble Mr. Justice P.B. Bajanthri

Present: Mr. Naveen Singh Panwar, Advocate for the petitioners.

P.B. Bajanthri, J. (Oral)

Petitioners have questioned the validity of order dated 01.06.2004 and 28.04.2006 by which the petitioner's services have been regularized w.e.f. 01.10.2003. Therefore, their grievance is to modify the date of regularization from 01.10.2003 to 07.10.1998 . The petitioners had the cause of action on 01.06.2004 and 28.04.2006 insofar as challenging to the date of regularization to the extent 01.10.2003 so as to seek modification from 01.10.2003 to 07.10.1998. It is submitted that the petitioners have approached the respondents. The respondents have not passed any order. Hence the present petition.

The petitioners had the cause of action on 01.06.2004 and 28.04.2006. They have approached in the year 2017. Hence on the ground of delay and laches, the petitioners' claim cannot entertained.

Accordingly, CWP stands dismissed.

At this stage, learned counsel for the petitioner submitted that the official respondents have discriminated in extending the benefit of regularization to the extent that some of the persons have been extended the benefit of regularization w.e.f. 01.10.1998 whereas the petitioners have not been extended the identical benefits. The petitioners have slept over rights in the year 2004 and 2006 as and when their services have been regularized. Therefore, question of entertaining the petition on the ground of discrimination also do not arise.

CWP stands dismissed with cost of Rs.5000/-. The same shall be paid to the respondent department.

21.04.2017

pooja saini

(P.B. BAJANTHRI)**JUDGE**

Whether speaking/reasons

Yes/No

Whether Reportable:**Yes/No**