

232 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.14092 of 2016 (O&M)
Date of decision: 15.11.2018

Mahender Singh and others
.....Petitioners

Versus

State of Haryana and others
.....Respondents

CORAM: HON'BLE MR. JUSTICE RITU BAHRI

Present: Mr. Jagjeet Beniwal, Advocate
for the petitioners.

Mr. Harish Rathee, Sr. DAG, Haryana.

RITU BAHRI, J.

Petitioners had challenged the order dated 26.11.2015 (Annexure P-8), whereby, their claim for regularizing the services at par with their juniors, had been rejected. A perusal of the order shows the list of appointment and regularization of the services of the petitioners, which is as under:-

Name	Post	Date of Appointment	Date of Regularisation	Place of Posting
Mahender Singh	Helper	01/01/80	22.03.1986	Bhiwani
Sadhu Ram	Helper	15.05.1989	01/05/92	Charkhi Dadri
Balbir Singh	Helper	16.07.1988	01/02/96	Charkhi Dadri
Bahadur Singh	Helper	01/04/88	01/02/96	Charkhi Dadri

The reference has been made on letter dated 12.01.2004 on the subject of regularization of service of employees of Haryana Roadway, in which, the Transport Commissioner, Haryana directed to all the General Managers that under no circumstances an employee appointed after issuance of particular policy on particular date will be entitled to be considered for

regularization in the policy issued earlier. The Policy was effective only to those employees who had been appointed prior to 19.02.1979 while all the petitioners are appointed after 19.02.1979. The petitioners have not been extended the benefit at par with their junior Krishan Kumar as his services were regularized after completion of 240 days and the petitioners cannot get any benefit out of the turn. Since the Haryana Roadways had clarified vide letter dated 12.01.2004 for not regularizing the services with respect to earlier notification.

Hence, no case is made out for regularizing the service and the petition is dismissed.

(RITU BAHRI)
JUDGE

15.11.2018

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