

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

CWP No.12884 of 2018 (O&M)

Date of decision: 05.12.2018

Amit Kumar & others

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. I.S. Pabla, Advocate,
for the petitioners.

Mr. Harish Rathee, Sr. DAG, Haryana.

Ritu Bahri, J.

Petitioners are seeking a writ in the nature of certiorari quashing the letters dated 16.04.2018 (Annexure P-12 collectively), whereby services of the petitioners have been dispensed with/terminated.

As per reply filed on behalf of respondent Nos.1 to 4, the petitioners have been engaged as Clerk, Tracer, Peon, Driver and Peon respectively in the office of respondent No.4 on contract basis at DC rate in terms of Haryana Govt. Outsourcing Policy Part-II (Annexure P-1) w.e.f. 03.11.2016 for a period not exceeding one year or till regular candidates are appointed, whichever is earlier. Thereafter, a list of 455 newly selected regular Clerks was received in the office of respondent No.2 and a direction has been given to all the Superintending Engineers, vide letter dated 16.03.2018 (Annexure R-1) to terminate the services of all the Clerks

to avoid any litigation. In this backdrop, services of the petitioners were terminated after following the process of law.

At this stage, learned State counsel, on instructions from Mr. Deepak Malik, SDO, Saraswati Heritage, Division No.2, Kurukshetra, has informed that regular Clerks are working and in future, no steps are being taken to appoint anybody on contract basis through outsourcing policy. No appointments are being made on contract basis as per Outsourcing Policy, Part-II.

In view of the said fact, no further direction is required to be given in this petition.

Disposed of accordingly. However, in case, the respondent-department wants to engage employees on contract basis, it will give preference to the petitioners on their respective posts.

(RITU BAHRI)
JUDGE

05.12.2018.
ajp

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No