

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

Sr. No.121

Civil Writ Petition No.13661 of 2018
DECIDED ON: May 28, 2018

JATAN PAL AND ANOTHER

..PETITIONERS

VERSUS

UNION TERRITORY CHANDIGARH AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Dinesh Kumar, Advocate,
for the petitioners.

JASPAL SINGH, J. (ORAL)

By virtue of instant petition, preferred under Article 226 of the Constitution of India, petitioners have sought issuance of a writ especially in the nature of mandamus directing the respondents to consider their case for regularization of services in accordance with policy/scheme regarding regularization of daily wage/work charged employees working in various departments of Chandigarh Administration issued by Chandigarh Administration, Deptt. Of Personnel vide No.28/64-IH(7)-2015/5459 dated 13.03.2015 (P-4) w.e.f. due date with all consequential benefits and also direct the respondents to open CPF/EPF/PF accounts and deduction/contribution thereof w.e.f. the due date in terms of para 30 of EPF Scheme, 1952 and grant/release all retiral benefits i.e. pension, leave

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encashment and any other due AND to hold the action of the respondents in not considering the cases of petitioners for regularization in accordance with policy dated 13.03.2015 (P-4) and order 14.02.2017 (P-5) and not releasing consequential retiral benefits. Further direct the respondents to consider the decide the claim made out in legal notice dated 31.12.2017 (P-8) in accordance with above said policy (P-4) duly adopted and implemented by respondent department vide order dated 14.02.2017 endorsed vide No.2734-2738 dated 16.02.2017 (P-5) and pass a well reasoned and speaking order within a stipulated period.

2. Without expressing any opinion on the merits of the case, instant petition is disposed of with a direction to respondents to look into the grievances unfolded by the petitioners in the legal notice dated 31.12.2017 (P-8) and to take a conscious decision by passing a speaking order, within a period of two months from the date of receipt of certified copy of this order.

3. However, in case petitioners still feel aggrieved by any order of the passed by the afore-said authorities, they shall be at liberty to approach this Court.

May 28, 2018

Ankur

**(JASPAL SINGH)
JUDGE**

**Whether speaking/reasoned
Whether reportable**

**Yes
Yes/No**