

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

**CWP No. 29182 of 2017
Date of decision: 07.3.2018**

Kushlanand @ Raju

... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Sashikant Gupta, Advocate, for
Mr. Varun Gupta, Advocate
for the petitioner.

ARUN PALLI, J. (Oral)

The petitioner was appointed as part-time Cook by the respondent department on 1.3.2000. The case set out in the petition is; that although services of the petitioner, alongwith 32 others, were brought to an end, pursuant to an order dated 16.5.2011 (Annexure P-1), but still, the petitioner continued to serve till 2015. Whereafter, he was not permitted to perform his duties. And, it was, at that stage, he acquired knowledge of order dated 16.5.2011. Further, quite a few of the Cooks and Sweepers, whose services were also dispensed with, vide order dated 16.5.2011 (Annexure P-1) itself, were subsequently reinstated in service. Reliance is also placed upon an order of this Court, dated 10.2.2014, rendered in CWP No. 4053 of 2013 (Rajesh Kumar Vs. State of Haryana and others) [Annexure P-2, colly], wherein the respondent department had clarified that

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services of the petitioner therein, were terminated owing to some inter-departmental communication/confusion, and he was since re-engaged as a part-time Sweeper on his original post. The petitioner purports to have repeatedly represented to the respondents in this regard. But to no avail. Even the representation, dated 9.10.2017 (Annexure P-3), the respondents have been served with, has failed to evoke any response.

That being so, the petition is disposed of, at this stage, only with a direction to the respondents to consider and decide the claim/grievance of the petitioner as also his representation, dated 9.10.2017 (Annexure P-3), within a period of eight weeks from the receipt of a certified copy of this order. And, pass appropriate orders in accordance with law. In the event, the claim of the petitioner is declined, the authority shall pass a comprehensive order assigning reasons in support thereof.

7.3.2018
AK Sharma

(ARUN PALLI)
JUDGE

Whether speaking / reasoned:
Whether Reportable:

YES
NO