

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No.28368 of 2018
Date of Decision: 02.11.2018

Bimla Devi

.....Petitioner

Vs.

State of Haryana and others

.....Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr.Ashok K.Sharma, Advocate, for the petitioner.

RITU BAHRI, J. (ORAL)

Learned counsel for the petitioner has referred to the appointment letter dated 29.09.2000 (Annexure P-1) of the petitioner-Bimla Devi, who was appointed as Sweeper on part time basis and her services have been regularized on 07.08.2014. In the meantime, petitioner came to know that her junior Bhoop Singh who was appointed on 11.05.2002 has been regularized w.e.f 12.05.2005 whereas services of petitioner-Bimla Devi have been regularized much later i.e. in the year 2014.

Learned counsel for the petitioner submits that petitioner has placed on record the regularization order (Annexure P-7) whereby, the services of her junior i.e. Bhoop Singh have been regularized who was appointed in the year 2002. Learned counsel for the petitioner seeking direction the respondents to consider the case of the petitioner as per Policy (Annexure P-3). He has also referred to the Policy issued on 27.02.2004 (Annexure P-3) whereby, in the educational department, part time employees who have completed 6 years of service are prescribed minimum qualification which is required for regularization of the aforesaid post.

Balwinder Singh and others Vs. State of Haryana and others passed in CWP No.2009 of 2016 and connected matters, wherein, direction has been given the respondents to regularize the services after creating diminishing cadre posts, as per the regularization policies upto 01.10.2003 and 29.07.2011, will be applicable to all the autonomous bodies, Board, Corporation and Universities. Petitioner has given legal notice (Annexure P-8) but no action has been taken in this regard.

Notice of motion.

Ms.Palika Monga, DAG, Haryana, has appeared and accepts notice on behalf of respondent/State.

Without commenting upon the merits of the case, the present writ petition is disposed of by giving directions to the respondents to consider the case of the petitioner in view of the Policy (Annexure P-3) and judgment in the case of Balwinder Singh (Supra) and decide the same in accordance with law. This exercise be completed within a period of 4 weeks from the date of receipt of this order .

(RITU BAHRI)
JUDGE

02.11.2018

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<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>