

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

**CWP No.28993 of 2018 (O&M)
Date of decision: 16.11.2018**

Munni Devi and others

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Ram Niwas Sharma, Advocate,
for the petitioners.

Ritu Bahri, J.

Petitioners are seeking direction to the respondents to regularize their services against the posts of Water Carrier/Sweeper/Mali/Peon/Chowkidar (Group-D).

Petitioners are working as part time Sweepers and Water Carriers in the Education Department since 1999-2002. They are seeking benefit of regularization as per letter/instructions dated 11.11.2003 (Annexure P-3), which is being followed by the Education Department. As per this letter, on completion of six years of service, Part Time employee can be regularized.

Grievance of the petitioners is that about 18000 posts of Group-D have been advertised by the respondent-Selection Commission vide Annexure P-5, without considering the claim of the petitioners for regularization.

Learned counsel for the petitioners states that similarly situated

Part Time employees of respondent-department had filed CWP No.20861 of 2011 before this Court, wherein the Chief Secretary, Govt. of Haryana had given an affidavit to the effect that cases of Part Time employees will be considered as per their seniority. However, the department has to maintain parity in regularizing the employees, if they fulfill the condition.

Notice of motion.

On the asking of the Court, Mr. Harish Rathee, DAG, Haryana, accepts notice on behalf of the respondent-State.

At this stage, present petition is being disposed of by giving direction to the respondents to consider the case of the petitioners and pass appropriate order regularizing their services in view of the direction given by this Court in **Balwinder Singh and others vs. State of Haryana and others**, CWP No.2009-2016 (decided on 04.10.2018). If the petitioners fulfill all the conditions of regularization policy, the respondent-department will not insist on the condition of education qualification existing for a permanent vacancy. This order be passed within a period of three months from the date of receipt of certified copy of this order.

16.11.2018
ajp

(RITU BAHRI)
JUDGE

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