

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

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**RSA-3722-2015 (O&M)
Date of decision:01.02.2018**

Ram Swaroop

....Appellant

Versus

State of Haryana and others

.... Respondents

CORAM: HON'BLE MR. JUSTICE P.B. BAJANTHRI

Present: Mr. Ramesh Goyat, Advocate for the appellant.

P.B. BAJANTHRI, J. (ORAL)

In the instant appeal, appellant has challenged the orders of trial and appellate court dated 13.01.2014 and 31.03.2015 respectively. It is a concurrent finding. Grievance of the appellant is that he is entitled to regularization w.e.f. 19.08.1999 date on which he has completed 240 days as per the regularization policy. Due to termination and consequential orders of reinstatement and other things his services were regularized for the first time in the year 2004 while giving effect from 05.05.2002. The appellant had cause of action in the year 2004 the date on which his services were regularized w.e.f. 05.05.2002. He has not explained delay and laches in respect of filing of the suit in the year 2011 even though cause of action accrued to him in the year 2004 the date on which his services were regularized. That apart appellant has not questioned order of regularization issued in the year 2004 while his date of regularization on 05.02.2002. In respect of challenging the regularization order and further seeking alteration of date of regularization appellant has sought only a direction or declaration.

Thus, appellant has not made out a case on the ground of delay and latches so also in not challenging the order of regularization issued in the year 2004 for the purpose of altering date of regularization. Appeal stands dismissed.

01.02.2018
pooja saini

(P.B.BAJANTHRI)
JUDGE

Whether speaking/reasons: Yes/No

Whether Reportable: Yes/No