

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

CWP No.10142 of 2019
Date of decision : 12.04.2019

Deepak Kumar

...Petitioner

Vs.

State of Haryana and others

...Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Y.P. Malik, Advocate,
for the petitioner.

Ritu Bahri, J. (oral)

Petitioner is seeking direction to the respondents to grant continuity of service without monetary benefit to him on his reappointment in service, by counting the intervening period for the purpose of length of service, with notional consequential benefits.

Petitioner was initially appointed on 11.01.1997 as Science Master on contractual basis. Later on, he was relieved on 14.04.1997. Petitioner approached this Court by filing CWP No.12928 of 2004 seeking reinstatement with continuity of service. The said petition was disposed of vide order dated 20.10.2015 (Annexure P-5) by giving direction to the respondents to take a final decision within a period of three months. Pursuant to the said order, petitioner was taken back in service as Guest Teacher on 05.07.2007. Since then, he is serving as Science Master. Now, he is seeking the benefit of continuity of service. In similar circumstances, this Court has decided CWP No.21871 of 2018 (Ram Singh vs. State of Haryana and another) on 30.08.2018 (Annexure P-18) by giving direction to

the respondents to decide the legal notice of the petitioner.

Claim of the present petitioner has been rejected vide order dated 02.03.2006 (Annexure P-6) on the ground that he was working on contract basis. With regard to his grievance, petitioner served a legal notice dated 09.03.2019 (Annexure P-19) upon the respondents, but no action has been taken thereon till date.

Without expressing any opinion on the merits of the case, this petition is disposed of by giving direction to the respondents to look into the legal notice dated 09.03.2019 (Annexure P-19) and decide the same in accordance with law within a period of six months from the date of receipt of certified copy of this order.

12.04.2019
ajp

(RITU BAHRI)
JUDGE

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