

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

LPA-1416-2019 (O&M)

Date of decision:- 22.10.2019

Haryana Tourism Corporation

...Appellant

Versus

Darshan Lal and another

...Respondents

CORAM: HON'BLE MR. JUSTICE RAVI SHANKER JHA, CHIEF JUSTICE
HON'BLE MR. JUSTICE RAJIV SHARMA

Present:- Mr. Vishal Gupta, Advocate,
for the appellant.

Ms. Abha Rathore, Advocate,
for respondent No. 1.

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RAVI SHANKER JHA, C.J. (ORAL)

The petitioner (respondent No. 1 herein) was terminated vide order dated 14.06.2002 (Annexure P-4). Respondent No. 1 approached this Court by way of filing CWP-10307-2002 which was allowed on 01.04.2019. The learned Single Judge set aside the impugned order dated 14.06.2002 with a direction to the appellant-Corporation to re-instate respondent No. 1 with continuity of service. Respondent No. 1 was also held entitled to 40% of the back wages with continuity of service with effect from the date his services were terminated. It is in these circumstances that the Letters Patent Appeal has been filed assailing the judgement rendered by the learned Single Judge on 01.04.2019.

Learned counsel for the appellant on the basis of instructions submits that the appellant-Corporation is ready and willing to reinstate respondent No. 1 on the analogy of a Full Bench judgement of this Court rendered in *Virender Singh Vs Haryana Tourism Corporation Ltd.*, 2005(2) S.C.T. 837.

Accordingly, we dispose of this appeal with a direction to the appellant-Corporation to reinstate respondent No. 1 forthwith. However, respondent No. 1 shall only be entitled to continuity of service, since Virender Singh and other similarly situated persons have not been granted any compensation. The operative part of paragraph 12 of the judgement is hereby set aside. The judgement dated 01.04.2019 is modified to this extent. We reiterate that respondent No. 1 shall be appointed as Assistant Cook-cum-Tandooria on regular basis.

(RAVI SHANKER JHA)
CHIEF JUSTICE

(RAJIV SHARMA)
JUDGE

22.10.2019
Amodh

whether speaking/reasoned	Yes/No
whether reportable	Yes/No