

(106) IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

**CM No.18032 of 2019 and
CM No.18037 of 2019 in/and
CWP No.6126 of 2017**
Date of decision: 17.12.2019

Jitender Kumar ...Petitioner

Versus

State of Haryana and others ... Respondents

Before: Hon'ble Mr. Justice B.S. Walia.

Present: Mr. Dalbir Singh, Advocate for the petitioner.
Mr. Harish Rathee, Sr. DAG, Haryana.

B.S. WALIA, J. (ORAL)

CM No.18032 of 2019

Application is for pre-ponement of the date of hearing.

Notice of the application.

Mr. Harish Rathee, Sr. DAG, Haryana, accepts notice and states
that he has no objection to the case being taken up for hearing today itself.

Accordingly, C.M. is allowed and with the consent of learned
counsel for the parties, the date of hearing is preponed from 30.04.2020 to
today and the main case is taken up for hearing today itself.

**CM No.18037 of 2019 in/and
CWP No.6126 of 2017**

[1] Prayer in the writ petition is for the issuance of a writ of
Mandamus to for grant of benefits to the petitioner in terms of judgment,
Annexure P-10 dated 11.11.2016 in which similarly situated persons were

allowed to continue till regular selections are made.

[2] Learned counsel contends that during the pendency of the writ petition, the relief claimed for in the writ petition has been granted to other similarly situated employees vide order Annexure A-1 dated 03.10.2018 (attached with CM No.18037 of 2019) passed by the Addl. Chief Secretary to Government of Haryana, Higher Education Department and that in the circumstances, the petitioner would be satisfied if the writ petition is disposed of by directing the respondents to consider and decide the claim made in the writ petition in the light of decision Annexure A-1 dated 03.10.2018 of the Additional Chief Secretary to Govt. of Haryana, Higher Education Department.

[3] Learned Sr. DAG states that he has no objection to the limited prayer of learned counsel for the petitioner.

[4] Without commenting on the merits of the claim or the entitlement of the petitioner to the relief claimed, the writ petition is disposed of by directing respondent No.2 to consider and decide the claim made in the writ petition in the light of order, Annexure A-1 dated 03.10.2018 passed by the learned Addl. Chief Secretary to Government of Haryana Education Department in accordance with law by taking into account all aspects of the matter within eight weeks from the date of receipt of certified copy of this order.

17.12.2019
amit

(B.S. Walia)
Judge

1. Whether speaking/reasoned : Yes/No.
2. Whether reportable : Yes/No.