

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

**CWP NO. 35791 OF 2019
DATE OF DECISION : 10.12.2019**

Rajinder Pal Singh

...Petitioner

versus

State of Punjab and another

...Respondents

CORAM : HON'BLE MR. JUSTICE ARUN MONGA

Present : Mr. M. K. Dogra, Advocate,
for the petitioner.

Mr. P. S. Bajwa, Addl. AG, Punjab.

ARUN MONGA, J.(ORAL)

By way of instant petition, the petitioner herein, inter-alia, has sought issuance of a writ in the nature of certiorari to quash the impugned order dated 23.04.2013 (Annexure P-7), whereby his request to regularize his services has been declined. The petitioner also submitted representation dated 12.01.2018 (Annexure P-9) to consider his claim of regularization with effect from the date of completion of three years of service on contract basis instead of 01.03.2013, but the same has not been adverted till date by the respondents. Hence, the writ petition.

2. Notice of motion.

3. On advance service of copy of petition, Mr. P. S. Bajwa, Additional Advocate General, Punjab has put in appearance on behalf of respondent-State.

4. Given the nature of order being passed, there is no necessity to seek return by any of the respondents as no further proceedings and/or pleadings are required.

5. On a query posed by the Court regarding delay in seeking regularization, learned counsel for the petitioner submits that the petitioner was precluded to approach this Court earlier due to pendency of CWP No. 429 of 2011 which was disposed of vide judgment contained at Annexure P-2, wherein similarly situated persons had sought regularization. It was only after the judgment, *ibid*, that petitioner started representing to the competent authority seeking his regularization on parity with other similarly situated persons from the year 2011. Yet, his claim has been declined vide impugned order dated 23.04.2013 (Annexure P-7).

6. Without commenting on the merits of the case, the writ petition is disposed of with a direction to respondents to objectively consider the representation dated 12.01.2018 (Annexure P-9) and also by keeping in view the contentions stated in the present writ petition by treating it as a supplementary representation and also keeping in view the judgment (Annexure P-8) rendered by this Court in CWP No. 28332 of 2013, which is relied upon by learned counsel for the petitioner and pass a speaking order, in accordance with law.

7. Let the needful be done within a period of three months from the date of receipt of certified copy of this order. In

case any favourable order is passed, it is expected of the respondents to implement the same within a period of two months thereafter.

8. Disposed of in above terms.

(ARUN MONGA)
JUDGE

DECEMBER 10, 2019
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Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No