

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

CWP No.36333 of 2019

Date of Decision : 16.12.2019.

Ram Kumar

...Petitioner

Versus

State of Haryana and others

....Respondents

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

Present: Mr. R.S. Mamli, Advocate for the petitioner.

B.S.WALIA, J. (Oral)

1. Prayer in the writ petition is for the issuance of a writ of Certiorari/Mandamus or in any other nature directing the respondents to consider the case of the petitioner for regularization w.e.f. due date.

2. Learned counsel contends that the petitioner was appointed as daily wager by the respondents on 28.09.1990, whereas the services of the petitioner were terminated vide order dated 30.06.1991. Eventually, the reference made in respect of the claim of the petitioner was answered in favour of the petitioner vide award Annexure P/1 dated 01.06.2001 and the petitioner was ordered to be reinstated in service with continuity but without back wages. Learned counsel contends that the employees appointed later than the petitioner were regularized vide order Annexure P/6 dated 16.06.2005 but the claim of the petitioner for regularization has not been considered and decided till date despite the petitioner having served representation

Annexure P/7 dated 15.10.2019 and that in the circumstances the petitioner would be satisfied if the writ petition is disposed of at this stage by directing respondent No.3 to consider and decide the claim as made in representation Annexure P/7 dated 15.10. 2019 in accordance with law in a time bound manner.

3. Notice of motion. Mr. Harish Rathee, Sr. DAG, Haryana, accepts notice on behalf of the respondents and states that the claim is highly belated as the regularization is claimed in the year 2019 w.e.f. the date juniors the petitioner were regularized way back in the year 2005.

4. Without commenting on the merits of the claim or entitlement of the petitioner to the relief claimed, the writ petition is disposed of by directing respondent No.3 to consider and decide the claim as made in representation Annexure P/7 dated 15.10.2019, in accordance with law, after taking into account all aspects of the matter, within three months from the date of receipt of certified copy of this order.

(B.S.WALIA)
JUDGE

16.12.2019.

rajesh.k.khurana

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