

Sr. No.130

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

CWP No.36460 of 2019 (O&M)

Date of Decision: 16.12.2019

Sunita Kumari

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM:- HON'BLE MR. JUSTICE ARUN MONGA

Present:- Mr. S.K.Malik, Advocate,
for the petitioner.

Mr. P.S.Bajwa, Additional A.G., Punjab.

ARUN MONGA, J.(ORAL)

Petitioner herein seeks issuance of a writ in the nature of mandamus directing the respondents to regularize her services in view of the policy/letter dated 18.08.2011 (Annexure P-6) issued by respondent No.2 for regularizing the services of employees of Respondent No.3-Institute. Further prayer has been made to direct the respondents to allow the petitioner to continue to work on contractual basis with respondent No.3-Institute till the time her services are not regularized by the respondent State and not to replace her by another set of contractual employee.

2. Learned counsel for the petitioner states that counterparts of the petitioner, i.e. the employees of the other autonomous Institutes being run under the aegis of the respondent Department have already been regularized under Regularization Policy, 2011.

3. In the premise, petitioner caused issuance of a legal notice dated 16.10.2019 (Annexure P-11), but the same has not been adverted by the respondents. Hence, the writ petition.

4. Notice of motion.

5. On advance service of the petition, Mr. P.S.Bajwa, Additional A.G., Punjab appears and accepts notice on behalf of the State.

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

7. Without commenting on the merits of the case, the writ petition is disposed of with a direction to respondents No.1 and 2 to objectively consider the legal notice dated 16.10.2019 (Annexure P-11) and by keeping in view the recommendations contained at Annexure P-9 and also by keeping in view the contentions raised in the present writ petition by treating it as a supplementary representation and pass a speaking order, in accordance with law.

8. Let the needful be done within a period of 2 months from the date of receipt of a certified copy of this order.

9. Disposed of in above terms.

(ARUN MONGA)
JUDGE

16.12.2019

vandana

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No