

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No. 364 of 2020

Date of decision:-09.01.2020

Sunil Kumar and others

.....Petitioners

vs.

State of Haryana and others

....Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr. Sandeep Kotla, Advocate
for the petitioners.

RITU BAHRI, J.(Oral)

By this petition, the petitioners are seeking direction to the respondents to reinstate them on the posts of Watchman and Sweeper on contract basis till regularly selected candidates join.

Learned counsel for the petitioners submits that petitioners No. 1 and 2 are working as Watchman and petitioner No. 3 is working as Sweeper on contract basis since 31.03.2018 vide letter dated 31.03.2018 (Annexure P-3). They were given extension from time to time and the last extension was given on 01.01.2019 (Annexure P-5). However, they have now been relieved on 10.12.2019.

Learned counsel for the petitioners states that as per condition No. 2 of the letter dated 28.03.2018 (Annexure P-2), the petitioners could only be replaced by regularly selected candidates and no regularly selected candidate has ever joined.

Notice of motion.

Mr. Kiran Pal Singh, Assistant Advocate General, Haryana,
accepts notice on behalf of the official respondents.

This petition is being disposed of by giving direction to respondent No. 3 to consider the case of the petitioners for reinstatement in case work is still existing they cannot be replaced by another set of contractual employee. The petitioners have not been communicated till date that their work and conduct is not satisfactory. Hence in future the petitioners cannot be replaced by another set of contractual employees, they can only be replaced by regularly selected employees.

09.01.2020
Divyanshi

(RITU BAHRI)
JUDGE

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