

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

CWP No.769 of 2020
Date of Decision : 15.01.2020

Sanjay Bhardwaj and another

...Petitioners

Versus

State of Haryana and others

....Respondents

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

Present: Mr. Sube S. Kaushik, Advocate for the petitioners.

B.S.WALIA, J. (Oral)

1. Prayer in the writ petition is for the issuance of a writ of Mandamus for directing the respondents not to replace the petitioners by other contractual employees in view of the decision of Hon'ble the Supreme court in **Hargurpratap Singh vs. State of Punjab, 2007 (13) SCC 292** as also to release the outstanding salary of the petitioners.

2. After arguing for some time, learned counsel for the petitioners prays for permission to withdraw the writ petition with liberty to submit a representation to respondent No.3 with regard to the claim for not being replaced by contractual employees and to be allowed to continue in service till regularly selected candidates join, in view of the decision of Hon'ble the Supreme Court in **Hargurpratap**

Singh's case (supra) in addition to directions being issued to the respondents to decide representation Annexure P/5, already submitted by the petitioners to respondent No.3 for release of salary w.e.f. 01.03.2019.

3. Without commenting upon the merits of the claim or the entitlement of the petitioners to the relief claimed, the writ petition is permitted to be withdrawn with liberty to the petitioners to move a representation before respondent No.3 within a period of two weeks from the date of receipt of certified copy of this order. In case, any representation is submitted by the petitioners within the stipulated period of time, the same shall be considered and decided by respondent No.3 alongwith representation Annexure P/5 already moved by the petitioners for release of salary, in accordance with law after taking into account all aspects of the matter, within a period of six weeks thereafter.

(B.S.WALIA)
JUDGE

15.01.2020.

rajesh.k.khurana

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