

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

CWP No.1665 of 2020
Date of decision: 22.01.2020

Surender

...Petitioner

Vs.

State of Haryana and others

...Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Himanshu Aggarwal, Advocate,
for Mr. Sunil Kumar Nehra, Advocate,
for the petitioner.

Ritu Bahri, J. (oral)

Petitioner is seeking direction to the respondents to grant him minimum of the regular pay scale and Dearness Allowance of the post of Anesthesia Technician w.e.f. 17.03.2015. Further prayer of the petitioner is that after being appointed as Anesthesia Technician in BPS Government Medical College for Women, Khanpur Kalan, Sonapat, on contract basis, he should not be replaced by another set of contractual employee.

Learned counsel for the petitioner contends that the petitioner can only be replaced by regularly selected candidate keeping in view the judgment passed by Hon'ble the Supreme Court in **State of Punjab vs. Jagjit Singh**, 2016 (4) SCT 641. Petitioner has got served a legal notice dated 29.11.2019 (Annexure P-8) upon the respondents claiming the above benefit, but no action has been taken thereon till date.

Notice of motion.

On the asking of the Court, Mr. Kiran Pal Singh, AAG,

Haryana, accepts notice on behalf of respondent-State.

At this stage, present petition is disposed of by giving direction to the respondents to look into the legal notice dated 29.11.2019 (Annexure P-8) and pass appropriate order in accordance with law, within a period of four months from the date of receipt of certified copy of this order. If no order is passed within the said period, costs of Rs.25,000/- shall be paid by the respondents to the petitioner.

22.01.2020
ajp

(RITU BAHRI)
JUDGE

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