

(Through Video Conferencing)

CWP No.9459 of 2020

Date of Decision: 02.09.2020

Sujeet Kumar

.....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MS. JUSTICE NIRMALJIT KAUR

Present: Mr. Sachin Gupta (Ladwa), Advocate, for the petitioner.

Mr. Sumit Gupta, Addl. Advocate General, Haryana.

NIRMALJIT KAUR, J. (ORAL)

The present writ petition has been filed for directing the respondents to join the petitioner as per letter dated 14.11.2019 (Annexure P-7) issued by respondent No.1 regarding to continue the service of the petitioner and allow the petitioner to work in the department and also not to replace the petitioner to other contractual employee till the regular appointment.

It is contended by learned counsel for the petitioner that the petitioner was duly selected as a Clerk and extension of service through outsourcing was granted from 04.09.2019 to 03.09.2020 by the Additional Chief Secretary, Government of Haryana on 14.11.2019. He further contends that respondent Nos.2 and 3 have not allowed the petitioner to join.

Today, copy of letter dated 31.08.2020 written by District Ayush Officer, Palwal to Advocate General, Haryana, Chandigarh, has been placed on record, which reads as under:-

“In the above cited subject Hon'ble High Court
was passed the order dated 21-07-2020 (copy attached)

in which petitioner allow to join service in reference to order as mentioned “The petitioner shall be allowed to join service forthwith in terms of the order passed by the Additional Chief Secretary, Haryana on 14.11.2019 (Annexure P-7)”.

In compliance of above said order undersigned allowed to join on dated 22-07-2020 before noon in his office and joining report was sent to the Hon'ble Director General Ayush, Haryana, Panchkula vide letter No. Ayu/Pwl/2020/1150 dated 04-08-2020 (copy attached) and from the date of joining Sh. Sujeet Kumar continuously working in undersigned office and his one year term will be completed on date 03-09-2020.

Further extension case of Sh. Sujeet Kumar sent to Hon'ble Director General Ayush, Haryana, Panchkula vide letter No.Ayu/Pwl/2020/1199 dated 17-08-2020 (copy attached) for the further extension. As per record post sanctioned in undersigned office and at present there is existing work load in undersigned office because no other post of clerk sanction.

It is submitted for your kind consideration.”

Learned counsel for the petitioner states that he would be satisfied in case the present writ petition is disposed of in terms of the said letter.

Disposed of accordingly.

However, the petitioner will not be replaced by similarly situated, subject to availability of work and their work and conduct being satisfactory.

02.09.2020
sandeep

(NIRMALJIT KAUR)
JUDGE

Whether Speaking/Reasoned	:	Yes/No
Whether Reportable	:	Yes/No