

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

**CWP No.13804 of 2020 (O&M)
Date of Decision: 09.11.2020**

Deepak Kumar and another

..... Petitioners

Versus

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Jai Bhagwan Sharma, Advocate for the petitioners.

Mr. Vishal Malik, DAG, Haryana for the respondents.

MAHABIR SINGH SINDHU, J.

Present writ petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of certiorari for quashing the impugned orders dated 10.08.2020 (P-1 and P-2), whereby services of the petitioners have been terminated w.e.f. 09.09.2020. Further prayer is for quashing the impugned advertisement dated 01.05.2020 (P-3), whereby respondent No.3 had advertised certain posts including the post held by the petitioners through Contractor Under Outsource Policy Part-I and to direct the respondents to continue the petitioners in service till the regular appointment is made.

In response to the notice of motion, issued by the co-ordinate Bench, short reply by way of affidavit dated 02.11.2020 of Deputy Group Commander, NCC Group Headquarter, Ambala Cantt. on behalf of the respondents was filed and para 5 thereof reads as under:-

“That in compliance of the interim direction of the Hon’ble High Court, respondent No.3 allowed the petitioners to continue on their posts w.e.f. 14.09.2020 as per the Outsourcing Policy Part-II of the State Government subject to condition that his work and conduct remains satisfactory.”

Since the respondents themselves have allowed the petitioners to continue on their posts as per the Outsourcing Policy Part-II of the State Government subject to condition that their work and conduct remain satisfactory, therefore, no cause of action survives in the writ petition.

In view of the above, the present writ petition is rendered infructuous.

Ordered accordingly.

Since the main petition stands disposed off, therefore, the pending applications, if any, shall also stand disposed off.

Needless to say that respondents shall remain bound by the averments made in para 5 of the affidavit, extracted hereinabove.

November 9th, 2020

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**(MAHABIR SINGH SINDHU)
JUDGE**

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>