

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

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**CWP No.14963 of 2020
Date of decision:22.9.2020**

RAJENDER SINGH AND ORS

.....Petitioners

Vs

STATE OF HARYANA AND OTHERS

.....Respondents

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present: Mr.Jasbir Mor, Advocate
for the petitioners.

RAJ MOHAN SINGH, J.(Oral)

The case has been taken up for hearing through video-conferencing.

Petitioners have preferred this writ petition in the nature of mandamus for issuance of necessary directions to the respondents to allow them to work on contract basis on the posts of Yoga and Physical Fitness Volunteers to teach the yoga in park cum Yoga Centers/ Vyayamshala and Gymnasium established by the Government of Haryana.

Petitioners were recruited Yoga Volunteers on contract basis through the Sports Department, Haryana pursuant to the advertisement dated 25.5.2016. Though the

said advertisement was cancelled, but thereafter, respondents again invited the applications on 7.6.2016 and 31.8.2016 for making the recruitment of 1000 Yoga Volunteers. Initially, the petitioners were appointed on contract basis for full period, however, later on, the appointment of the petitioners was made on part time basis by the Government of Haryana, Sports and Youth Affairs Department. After completion of one year, petitioners were relieved from the duties in the year 2019. However, after some time, the Government again issued instructions that the Yoga Volunteers, including the petitioners will work under the outsourcing agency in terms of the Government letter dated 10.6.2019. Thereafter, the petitioners were allowed to work under the outsourcing Policy I through the service provider. Some of the petitioners were allowed to work directly by the Sports Department under the outsourcing policy Part I instead of contractor. All the Yoga Volunteers were not appointed through the contractor, but some of them were appointed directly by the concerned department i.e. Sports and Youth Affairs. Ultimately, the petitioners were allowed to work under Ayush Department, Haryana under due consultancy with the State Government. During the situation arising out of Covid-19 Pandemic, the services of the petitioners were discontinued. Now after opening of the activities, petitioners have not been

allowed to work on the posts of Yoga Volunteers.

Precisely, for the grievance in question, petitioners have already approached respondent Nos.2 and 3 by way of justice demand representation dated 3.9.2020 (Annexure P-18), but the same has not been decided so far.

Learned counsel for the petitioners submits that, at this stage, petitioners would be satisfied, if the present writ petition is disposed of with a direction to respondent No.2 to decide the representation dated 3.9.2020 (Annexure P-18) filed by the petitioners. The prayer appears to be reasonable.

Notice of motion.

On the asking of Court, Ms.Deipa Singh, Addl.A.G., Haryana accepts notice on behalf of the respondents.

In view of nature of order, which this Court proposes to pass there is no necessity of calling upon any response at this stage, as no order prejudicial to the interest of respondents is being passed.

In view of above, without meaning anything on the merits of the case, respondent No.2 is directed to take decision on the representation dated 3.9.2020 (Annexure P-18) filed by the petitioners by passing a speaking order in accordance with law, preferably within a period of two months from the date of receipt of certified copy of this order. If the demand of the

petitioners is found to be worth acceptance then the needful be done within a period of two weeks after the decision. If the representation is found to be meritless then a speaking order be passed and conveyed to the petitioner thereafter.

Petition stands disposed of accordingly.

September 22 , 2020	(RAJ MOHAN SINGH)
anita	JUDGE
Whether reasoned/speaking	Yes/No
Whether reportable	Yes/No