

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

**CWP-2009-2016
Date of decision: 31.01.2020**

Balwinder Singh and others**...Petitioner(s)****V/s.****State of Haryana and others****...Respondent(s)****CORAM: HON'BLE MS. JUSTICE RITU BAHRI.**

Present: Mr. Rakesh Nagpal, Advocate
for the petitioners.

Mr. Randhir Singh, Advocate for
State of Haryana.

RITU BAHRI, J. (Oral).

By this petition, the petitioners are seeking quashing of order dated 06.01.2016 (Annexure P-15) whereby their claim for regularization of services has been wrongly rejected. They are further seeking direction to the respondents to regularize their services from the date their juniors have been regularized alongwith all consequential benefits.

The petitioners were appointed on daily wages from time to time in the respondent department. The labour Court had awarded them continuity of service and they are continuously working. In para 3 of the writ petition, they have given details of their appointment. They have served for more than 29 years. In the case of the petitioners the labour Court award has attained finality as per orders dated 19.02.2008 and 13.03.2008 (Annexures P-1 and P-2) whereby writ petitions filed by the Department have been dismissed but the backwages were reduced to 25%. Even SLP

against the orders passed by High Court has been dismissed. This fact has not been disputed by the State. The petitioners have further placed on record regularization orders (Annexure P-3 to P-9) of their juniors namely Prem Singh, Phhola Ram, Brij Lal, Pyare Lal, Kalam Singh, Satbir Singh and Dara Singh. The petitioners served legal notice dated 19.08.2015 (Annexure P-10) that their case is squarely covered by regularization policy dated 01.10.2003 (Annexure P-12).

Learned counsel for the State submits that in compliance of directions given by this Court in ***CWP-17150-2015 titled as Pawan Kumar and others V/s. State of Haryana and others***, the Kaithal Forest Division, has regularized the services of the petitioners therein vide order dated 06.07.2018 and is in the process of regularization of other employees.

Since the petitioners in the present case are employees of Kaithal Forest Division and the services of the employees are being regularized, this writ petition is allowed with direction to the respondents to consider the case of the petitioners for regularization as per policy dated 01.10.2003 (Annexure P-12) and pass appropriate orders within a period of three months from the date of receipt of certified copy of this order alongwith consequential benefits with 6% interest.

(RITU BAHRI)
JUDGE

31.01.2020

Divyanshi

**Whether speaking/reasoned
Whether reportable**

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**Yes/No
Yes/No**