

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CM-4051-CWP-2019 in/and
CWP-9307-2017 (O&M)
Date of decision: 10.02.2020

Jai Pal

...Petitioner(s)

V/s.

State of Haryana and others

...Respondent(s)

CORAM: HON'BLE MS. JUSTICE RITU BAHRI.

Present: Mr. A.P.Bhandari, Advocate
for the petitioner.

Mr. Randhir Singh, Advocate for
State of Haryana.

RITU BAHRI, J. (Oral).

CM-4051-CWP-2019

For the reasons mentioned in the application, the same is allowed and the main case is taken up on Board today itself for final disposal.

CM-14567-CWP-2019

Application for placing on record additional affidavit of the petitioner is allowed and the same is taken on record.

CWP-9307-2017 (O&M)

By this petition, the petitioner is seeking direction to the respondents to regularize his services as per regularization policies issued by State of Haryana from time to time as he is in continuous services in the respondent-Department.

The petitioner had joined the services with the respondent-Department in the year 1996 on daily wages as Beldar cum Mali for plantation and maintenance of plants. He was appointed against the regular

sanctioned post. However the services of petitioner were illegally terminated on 15.09.2013. Vide labour Court award dated 25.02.2016 (Annexure P-5), he had been awarded continuity of service with 50% back wages and was taken into service and is continuously working. Hence, he is in continuous service from his date of joining till date. By way of CM-14567-CWP-2019 additional affidavit of the petitioner has been placed on record giving details of regularization of his juniors.

By way of CM-4051-CWP-2019, the petitioner has placed on record judgment passed by this Court in *CWP-17150-2015 titled as Pawan Kumar and others vs. State of Haryana and others*, decided on 24.01.2017 to contend that his case is squarely covered by this judgment.

Learned counsel for the State submits that in compliance of directions given by this Court in *CWP-17150-2015*, the Kaithal Forest Division is in the process of regularization of employees.

Since the petitioner in the present case is employee 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 petitioner for regularization from the date his juniors have been regularized alongwith consequential benefits with 6% interest and pass appropriate orders within a period of three months from the date of receipt of certified copy of this order.

Pending application(s), if any, stands disposed of.

(RITU BAHRI)
JUDGE

10.02.2020

Divyanshi

Whether speaking/reasoned

:

Yes/No

Whether reportable

:

Yes/No