

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(207)

CWP-11779-2021

Date of Decision : July 19, 2021

Makhan Lal Saini

.. Petitioner

Versus

State of Haryana and others

.. Respondents

(117)

CWP-12206-2021

Rajiv Kumar

.. Petitioner

Versus

State of Haryana and others

.. Respondents

(Through Video Conferencing)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Ravinder Malik (Ravi), Advocate, for the petitioner,
(in CWP-11779-2021).

Mr. Vikram Sheoran, Advocate, for the petitioner,
(in CWP-12206-2021).

Mr. Baldev Raj Mahajan, Sr. Advocate, with
Mr. Kuldeep Tiwari, Advocate, for the respondents.

HARSIMRAN SINGH SETHI J. (ORAL)

By this common order, two writ petitions are being disposed of, the details of which have been given in the heading of the order as these writ petitions involve the similar question of law and similar facts. For the sake of brevity, facts are being taken from CWP No.11779 of 2021 titled as Makhan Lal Saini Vs. State of Haryana and others.

In the present petition, the challenge is to the order dated 25.06.2021 (Annexure P-11) by which the services of the petitioner are dispensed with.

Learned counsel for the petitioner(s) argues that the order terminating the services of the petitioner(s) was stigmatic and by considering the said argument, notice of motion was issued.

Today, learned senior counsel for the respondents-Corporation submits that the impugned order be treated as withdrawn and as the term of the services of the petitioner(s), keeping in view the contract, has already expired, hence, in case the petitioner(s) have any claim for the salary or any other admissible monetary benefit for any period before the expiry of their contract, let them file a representation for the said claim, which claim will be considered and in case any salary or any other admissible monetary benefit is yet to be released in favour of the petitioner(s), the same will be released.

Learned senior counsel for the respondents-Corporation further submits that any allegations mentioned in the impugned order, which stands withdrawn, will not come in the way of the petitioner(s) as far as the respondents are concerned.

Learned counsel for the petitioner(s) submits that they do not wish to press this petition any further as the impugned orders have been withdrawn and in case, any salary of the petitioner(s) or any other admissible monetary benefit is still due to them keeping in view the fact that the impugned orders have been withdrawn, the petitioner(s) will file representation immediately claiming the same.

Learned senior counsel for the respondents submits that in case any representation is received from the petitioner(s), the same will be processed and decided by appropriate authority by passing appropriate speaking order within a period of four weeks and in case, the petitioner is found entitled for any monetary benefits, the same will also be released to the petitioner(s) within a period of four weeks thereafter.

Learned counsel for the petitioner(s) submits that as the impugned orders dated 25.06.2021 have been withdrawn and the petitioner(s) have been given liberty to file a representation claiming any monetary benefit, which according to them is yet to be released to them and the respondents have undertaken to decide the said representation in a time bound manner, the petitioner(s) do not wish to press these petitions any further and the petitions may be disposed of having been not pressed.

Ordered accordingly.

July 19, 2021

harsha

(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No