

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

207

RA-CW-4-2021 in CWP-7789-2018

Ramesh Kumar and others

.....Review applicant/Petitioner(s)
Versus

State of Haryana and others

.....Respondent(s)

RA-CW-5-2021 in CWP-12452-2018

Manjeet Singh and others

.....Review applicant/Petitioner(s)
Versus

State of Haryana and others

.....Respondent(s)

Decided on : 11.11.2022

CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA

Present: Mr. Sunil K. Nehra, Advocate
for review applicant/petitioners.

Mr. Hitesh Pandit, Additional Advocate General, Haryana.

G.S. Sandhawalia, J. (Oral)

Present review applications for reviewing the order dated 27.11.2020 have been filed, as the cases were disposed of alongwith CWP No.19027 of 2017 'Mahender Singh and others Vs. State of Haryana and others'.

While issuing notice in the present applications, the following contention was noted on 12.01.2021.

“Review applications have been filed for reviewing the order dated 27.11.2020 (Annexure A-1), whereby present writ petitions were disposed off with a bunch of matters.

Inter alia counsel submits that while disposing off the bunch it was noticed that the regularization order was being sought to be withdrawn, whereas in the present cases, there were no such directions for regularization and rather it was prayed for. Therefore, the said order is liable to be recalled in the present two cases. It is further submitted that the petitioners will be prejudiced as the disposal of the said cases would stand in their way to claim the said relief.

Notice in the applications.

Mr. RKS Brar, Addl. AG, Haryana accepts notice on behalf of the respondents/State and prays for time to file reply.

Adjourned to 18.03.2021.

Photocopy of this order be placed on the file of another connected case.”

It is, thus, the specific case of the counsel for the review applicant/petitioners that he was seeking regularization, whereas the relief in the bunch of cases of 7 writ petitions, which were decided alongwith present writ petitions was regarding the regularization order having been withdrawn. The writ petitions had been allowed, whereby the impugned orders had been quashed, leaving it open to the respondents to follow the procedure by issuing necessary show cause notice and taking reply of the employees before passing the orders afresh in accordance with law.

A perusal of the paper-book would go on to show that the petitioners have also sought regularization of the services and, therefore in such circumstances the contention raised is justified that the right of the petitioners will be prejudiced, if the case is not adjudicated on merits.

Accordingly, the order dated 27.11.2020 is reviewed and recalled in the present two cases. The writ petitions are accordingly restored to its original number and position and the same be listed as per roster. It is made clear that nothing said herein is touching the merits of the issue and any observation made is only for the purpose of deciding the present review applications.

11.11.2022

Naveen Whether speaking/reasoned :

Whether Reportable :

(G.S. SANDHAWALIA)

JUDGE

Yes/No

Yes/No