

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

CWP-3568-2022

Date of decision: 08.03.2022

MANOJ SHARMA AND OTHERS

...Petitioners

V/S

STATE OF HARYANA AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: Mr. Parmender Singh, Advocate,
for the petitioners.

Ms. Kirti Singh, DAG, Haryana.

ARUN MONGA, J. (ORAL)

Petition herein, inter alia, is for issuance of a writ in the nature of certiorari to quash the impugned Notification dated 19.01.2022 (Annexure P-7) whereby services of the petitioners are being given under the control of Haryana Kaushal Rozgar Nigam i.e. Respondent No. 4.

2. Learned counsel for the petitioners submits that respondent No.3-Director Kalpana Chawla Government Medical College has already done the registration of the petitioners on the portal of Haryana Kaushal Rozgar Nigam. The very basic purpose of the Nigam is to stop the contract system through Service Provider and to stop the exploitation of the employees. He submits that petitioners are already working with the department against the vacant sanctioned post and are getting minimum of the regular pay scale. Therefore, there is no need to hand over the petitioners to the Haryana Kaushal Rozgar Nigam. He submits that General Administration Department, Haryana issued Notification dated 19.01.2022 (Annexure P-7) regarding prescription of Nigam Wage rates for the supply of manpower with the objective of deploying of contractual manpower and manpower for outsource services in Government Departments/Boards/Corporations etc. Hence, the instant petition.

3. On advance service, learned State counsel appears and submits that competent authority shall take decision either way, by treating the writ petition as a representation, in due course.
4. Learned counsel for the petitioners also agrees that let a final decision be taken, by the competent authority by treating the present writ petition as a representation.
5. Given the nature of order being passed, there is no necessity to seek return by any of the respondents as no further proceedings and/or pleadings are required.
6. Without commenting on the merits of the case, the writ petition is disposed of with a direction to the competent authority to look into the grievance of the petitioners and by treating the present writ petition as a representation and take a decision, in accordance with law.
7. Disposed of accordingly.

08.03.2022
vandana

(ARUN MONGA)
JUDGE

Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No