

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

**CWP-20497-2021 (O&M)**

**Date of decision: May 26, 2022**

Dharmraj

....Petitioner

versus

State of Haryana and others

....Respondents

**CORAM: HON'BLE MR. JUSTICE ARUN MONGA**

**Present:-** Mr. Dalbir Singh, Advocate for the petitioner.

Ms. Mamta Singla Talwar, DAG Haryana.

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**ARUN MONGA, J. (ORAL)**

Petitioner herein, *inter alia*, is aggrieved qua the verbal direction of respondent No.4, to summarily terminate his services. Thereby asking the petitioner (Data Entry Operator/ Clerk) not to come in office with excuse that no sanction has been received from head office and while retaining private-respondents No.6 & 7, after contemplated dispensing of the services of the petitioner.

2. As per record appended with the writ petition, it transpires that in order to mitigate the grievance, which is being complained by the petitioner herein, the Worthy Chief Secretary to Government of Haryana has already issued administrative instructions dated 06.11.2020 (Annexure P-5) which is addressed to all the Administrative Secretaries/ Heads of Departments of the State. For ready reference, the same are extracted herein above:-

*“I am directed to invite your attention on the subject noted above and to say that due to newly selected candidates against the posts of Clerks it has come to notice that the contractual persons*

*(Outsourcing Policy Part-I and II) already engaged against these posts are being relieved by some Departments.*

*2. This matter has been examined by Government and it has been decided that wherever the post of Clerk is still lying vacant in the Head Office or field offices, due to promotion on creation of posts or otherwise, they may be adjusted against such posts. The requisition for such vacant posts should also be sent to the HSSC for recommendation of candidates against vacant posts.*

*3. These instructions may please be brought to the notice of all concerned.”*

3. In view of the aforesaid, writ petition is disposed of with a direction to the respondents to strictly comply with the administrative instructions *ibid* and treat the same as part of this order and any non-compliance thereof, shall invite consequences including contempt proceedings.

**(ARUN MONGA)**  
**JUDGE**

**May 26, 2022**

mahavir

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No