

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(219) CWP-3945-2019
Date of Decision : October 16, 2023

Ramesh Kumar and others .. Petitioners

Versus

State of Haryana and others .. Respondents

(2) CWP-16975-2019

Sandeep and others .. Petitioners

Versus

State of Haryana and others .. Respondents

(3) CWP-15986-2019

Sumit Kumar .. Petitioner

Versus

State of Haryana and others .. Respondents

(4) CWP-15799-2019

Pardeep and others .. Petitioners

Versus

State of Haryana and others .. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. R.S. Sangwan, Advocate, for the petitioners
in CWP-3945-2019.

Mr. Keshav Gupta, Advocate, for the petitioners
in CWP-16975-2019 and CWP-15799-2019.

Mr. Ravinder Malik, Advocate, for the petitioner
in CWP-15986-2019.

Mr. Saurabh Mohunta, Deputy Advocate General, Haryana
assisted by Mr. Sandeep Kumar, O/o G.M. Haryana Roadways,
Charkhi Dadri, Haryana.

HARSIMRAN SINGH SETHI J. (ORAL)

1. By this common order, four writ petitions, the details of which have been given in the heading, are being disposed of as all the petitions involve the same question of law on similar facts.

2. In the present petitions, the grievance being raised by the petitioners is that though the petitioners are working on contract basis as Helper (Technical) and even after the joining of the regular incumbent on the post of Helper, the work of the post on which the petitioners are working, exist and further that the petitioners are working on a separate post i.e. Helper (Technical) whereas, the regular appointment has been made on the simple post of Helper due to which fact, services of the petitioners cannot be terminated.

3. Learned counsel for the petitioners submits that keeping in view the interim order dated 13.02.2019 passed by the Coordinate Bench of this Court, the petitioners are continuing in service and as of now, the posts of Helper (Technical) are available so as to allow the petitioners to continue in service till those posts are filled up on regular basis or till the work of the said posts exist.

4. Learned counsel for the respondents, on the instructions from Mr. Sandeep Kumar, O/o G.M. Haryana Roadways, Charkhi Dadri, Haryana submits that as the petitioners are continuing working under the interim

orders of this Court, in case the petitioners file any representation within a period of 10 days giving the details of the posts against which they can be accommodated, the said plea will be considered with open mind and in case, the work of the post against which the petitioners are working, exist and there are vacant posts so as to allow the petitioners to continue in service, appropriate order on the said representation will be passed within a period of eight weeks and till the decision of the representation, the petitioners will be allowed to continue in service.

5. Learned counsel for the petitioners submits that keeping in view the statement of learned State counsel, the present petitions may kindly be disposed of having been not pressed any further with liberty to the petitioners to file appropriate representation.

6. Ordered accordingly.

7. A photocopy of this order be placed on the file of other connected cases.

October 16, 2023

harsha

(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No