

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

**COCp-420-2022 (O&M)
Date of decision: 28.02.2023**

Dinesh Kumar

...Petitioner

Versus

Virender Kumar Dahiya and another

...Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. S. P. Yadav, Advocate
for the petitioner.

Mr. Harsh Vardhan Shehrawat, AAG, Haryana.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner is alleging violation of the order dated 11.11.2020, passed by this Court in CWP-6837-2018, vide which, the following directions were issued:

“In view of the above facts and circumstances, the present Writ Petition is disposed of with the following directions:-

- (i) Respondents are directed to issue formal orders taking into account the Verification Report.
- (ii) In the event that the petitioner is given appointment, the Competent Authority would also consider and if found entitled grant him benefits w.e.f. the date, the same were due to the petitioner.
- (iii) Needful be done within a period of one month from today.

Ordered accordingly. ”

As per affidavit of the General Manager, Haryana Raodways,

Narnaul, which is on record, it is stated that the petitioner has already been given the appointment, however, the petitioner is not found eligible for wages or arrear from back date as he did not perform any duty and according to 'no work no pay' rule, he cannot be granted the said benefit.

In view of the above, no case of any willful disobedience is made out against the respondents.

The present petition is disposed of.

Rule stands discharged.

The petitioner is granted liberty to avail the alternative remedy, in accordance with law, if so advised.

28.02.2023
Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No