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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-3040-1998 (O&M)

Date of Decision: 31.10.2023

SANJEEV KUMAR

.....Petitioner

V/s.

STATE OF PUNJAB AND OTHERS

.....Respondents

CORAM: HON'BLE MR. JUSTICE SANJEEV PRAKASH SHARMA.

Present None for the petitioner.

Mr. D.K. Singal, Addl. A.G., Punjab.

SANJEEV PRAKASH SHARMA, J (Oral)

1. The petitioner by way of this Writ Petition has prayed for issuance of a Writ of *certiorari* for quashing the order dated 06.02.1998 (Annexure P-2) whereby his services are sought to be dispensed with by treating the petitioner as a Daily Wager whereas the petitioner was on temporary basis as per his appointment order (Annexure P-1).

2. The petitioner was appointed as a Sweeper in the pay scale of ₹750 - ₹1300/-on 02.08.1997. The impugned order dated 06.02.1998 (Annexure P-2) has been stayed by this Court while admitting the Writ Petition on 16.04.1998.

3. The reply has been filed whereby it is stated that the petitioner was asked to submit his joining report in terms of the stay order dated 16.08.1998 passed by this Court, but he has not joined. However, from the document Annexure R-3/10, it is apparent that the respondents have issued an advertisement for filling up the post and the petitioner was selected and appointed on the said post in a substantive manner.

4. In view of the above, Writ Petition is allowed and interim order passed by this Court dated 16.04.1998 is made absolute.
5. All pending applications filed in this Writ Petition shall stand disposed of.

October 31, 2023
Ess Kay

[SANJEEV PRAKASH SHARMA]
JUDGE

<i>Whether speaking / reasoned</i>	:	<i>Yes/No.</i>
<i>Whether Reportable</i>	:	<i>Yes/No</i>