

CWP No. 10111 of 2021

2023:PHHC:155901

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(289)

CWP No. 10111 of 2021

Date of Decision : 06.12.2023

Amar Singh and others

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Gaurav Gaur, Advocate for the petitioners.

Mr. Harish Nain, Assistant Advocate General, Haryana.

Harsimran Singh Sethi J. (Oral)

1. In the present petition, the challenge is to the order dated 10.05.2021 (Annexure P-10) by which the claim of the petitioners that the training period be treated as a duty period, has been declined.

2. Learned counsel for the petitioners submits that on one hand the petitioners have not been given the benefit of treating the training period as a duty period, whereas the similar benefit has already been given to the similarly situated employees vide order dated 08.07.2020 (Annexure P-5) as well as vide order dated 26.02.2021 (Annexure P-6), hence, the petitioners have been discriminated while granting the same benefit.

3. Learned counsel for the respondents on instructions from Main Pal Clerk, O/o General Manager, Haryana Roadways,

Yamunanagar, submits that the impugned order by which the claim of the petitioners has been rejected may kindly be treated as withdrawn with liberty to the respondents to pass a fresh order with regard to the grant of benefit of treating the training period as a duty period. Learned counsel for the respondents further submits that order dated 08.07.2020 (Annexure P-5) as well as order dated 26.02.2021 (Annexure P-6) will be kept in mind while passing the fresh order and fresh order will be passed within a period of six weeks from today. Learned counsel for the respondents further submits that in case, after the passing of the speaking order, the petitioners are found entitled for any relief, the same will be extended to them within a further period of four weeks.

4. Learned counsel for the petitioner submits that keeping in view the fact that the impugned order has been withdrawn with liberty to pass a fresh order in a time bound manner by keeping in mind the order passed in the case of the similarly situated employees, no further grievance of the petitioners survives at this stage and the present petition may kindly be disposed of having been not pressed any further.

5. Ordered accordingly.

December 06th, 2023
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No