

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

102+236

CM-18660-CWP-2023 in/&
CWP-10254-2022 (O&M)
Date of Decision :-09.11.2023

Baljeet Kumar and others

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. R.S. Mamli, Advocate for the petitioners.

Mr. Harish Nain, A.A.G. Haryana.

Mr. Rajveer Singh Brar, Advocate for
Mr. B.S. Bhalla, Advocate for respondents No.3 to 8 and 10.

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Harsimran Singh Sethi, J. (Oral)

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As prayed for, application is allowed.

Replication to the written statement filed on the behalf of the private respondent along with Annexures P/16 and P/17 is taken on record.

Main Case

1. Learned counsel for the petitioners submits that the respondents themselves have been promoting the employees, whose services were regularized under the regularization policy dated 14.06.2014 but the said claim is being denied to the petitioner on the ground that as per the Hon'ble Supreme Court of India, wherein even the question qua the regularization of the services of the petitioners is pending hence, the petitioners cannot be

promoted in view of the status quo only passed by the Hon'ble Supreme Court of India to be maintained and hence, the petitioners are being discriminated.

2 Learned counsel for the petitioners further submits that the petitioners intend to approach the respondents by way of filing a representation raising their claim that either no one should be promoted keeping in view the status quo or the petitioners should also be given benefit of promotion so as to maintain parity.

4. Notice of motion.

5. Mr. Harish Nain, AAG, Haryana accepts notice on behalf of the respondents.

6. Learned counsel for the respondents submits that in case any representation is filed by the petitioners giving data of the similarly situated employees, who have been given benefit of promotion, an appropriate consideration to the claim of the petitioners will be given by the respondents and an appropriate speaking order will be passed within a period of 08 weeks from the date of receipt of any such representation.

7. Learned counsel for the petitioners submits that keeping in view the statement made by the learned counsel for the respondents, present petition may kindly be disposed of having been not pressed any further.

8. Ordered accordingly.

CM-8-CWP-2023

Application is also disposed of as such.

November 09, 2023
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No