

IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH

Sr. No.: 202

Civil Writ Petition No.3974 of 2007 (O&M)

Date of Decision: August 02, 2023

Karambir and others

..... PETITIONER(S)

VERSUS

State of Haryana and others

..... RESPONDENT(S)

. . .

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

. . .

PRESENT: - Mr. H.P.S. Sandhu, Advocate and Mr. Yugank Goyal,
Advocate for the petitioner.

Ms. Tanushree Gupta, DAG, Haryana.

Mr. P.K. Mutneja, Senior Advocate with Ms. Suverna
Mutneja, Advocate for respondent No.2.

Mr. Arvind Seth, Advocate for respondent No.4.

. . .

Tribhuvan Dahiya, J. (Oral)

CM-4376-CWP-2015

The application is allowed for the reasons stated therein, and
the main case is taken on Board today itself.

Main case

This petition has been filed seeking a writ of *certiorari* for
quashing the impugned order dated 28.11.2006 (Annexure P-3) passed by
respondent No.2 whereby the petitioners were ordered to be paid off.
Further, a writ of *mandamus* has also been sought directing the respondents
to adjust/absorb the petitioners in any other sugar mill situated within the
Haryana State.

2. After hearing the matter on 03.05.2023, this Court was
prima facie of the view that the petitioners' claim for absorption in the

existing sugar mills cannot be decided by issuing directions to the concerned sugar mills, who are not parties to the writ petition.

3. Learned counsel for the petitioner contends that despite efforts, he has not been able to contact the petitioners to move appropriate application for impleading existing sugar mills in the State as parties to the petition. He, however, seeks permission to withdraw the petition with liberty to the petitioners to make individual representations seeking absorption in sugar mills to respondent No.2, who may be directed to decide/forward the same to different sugar mills where the petitioners can be so absorbed.

4. Permission is granted.

5. The writ petition is dismissed as withdrawn with liberty aforesaid.

6. The petitioners are accordingly granted two months’ time to make individual representations to respondent No.2, who shall forward the same to the State sugar mill(s) concerned within a period of two weeks therefrom for appropriate action to be taken.

7. Pending miscellaneous application(s), if any, stand disposed of, as having been rendered infructuous.

(Tribhuvan Dahiya)
Judge

August 02, 2023
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<u>Whether Speaking/ Reasoned:</u>	<u>Yes/ No</u>
<u>Whether Reportable:</u>	<u>Yes/ No</u>