

112.

2023:PHHC:076949

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-11569-2023

Date of Decision: 26.05.2023

Mahender

.... Petitioner

Versus

Dakshin Haryana Bijli Vitran Nigam, and others

.... Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. A.K. Virdi, Advocate, for the petitioner.

JAISHREE THAKUR.J (Oral)

1. The petitioner herein seeks a writ in the nature of mandamus directing the respondents to regularize his services w.e.f. 31.10.2003, the date when he completed 10 years of his part time service as Part Time Sweeper in the respondent Nigam.

2. Learned counsel appearing on behalf of the petitioner would contend that the petitioner herein, who is a part time worker, is entitled to regularization of his service under the 2011 Policy and he has already made a representation to the Nigam, which representation had been forwarded. It is submitted that as on date, there is no consideration by the Nigam on the letter dated 29.11.2017 Annexure P-1. Counsel would submit that the petitioner would be satisfied at the present moment if a speaking order is passed on his representation Annexure P-2.

3. Notice of motion.

4. At this stage, Mr. Gourav Jindal, Advocate, has caused appearance and accepts notice on behalf of respondents.

5. Let adequate number of copies of the writ petition be furnished to the counsel appearing on behalf of the respondents during the course of the day.

6. Without commenting on merits of the case and keeping in view the limited prayer made by counsel for the petitioner, the present petition is disposed of with a direction to respondent No.3 to decide representation Annexure P-2 submitted by the petitioner, within a period of two months from the date of receipt of certified copy of this order, in accordance with law and convey the decision to the petitioner. In case of failure to do so, the officer responsible for the lapse would be liable to costs of Rs.20,000/- from his personal pocket, to be deposited with the Punjab and Haryana High Court Advocates Welfare Fund.

(JAISHREE THAKUR)
JUDGE

26.05.2023

sanjeev

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No