

2023:PHHC:112782

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

(241)

CWP-20646-2021 (O&M)  
Date of Decision : August 28, 2023

Harinder Pal

.. Petitioner

Versus

State of Haryana and others

.. Respondents

(2)

CWP-1563-2021

Sanjay Kumar and others

.. Petitioners

Versus

State of Haryana and others

.. Respondents

(3)

CM-12121-CWP-2021 in/and  
CWP-7429-2021

Sarika Sharma

.. Petitioner

Versus

State of Haryana and others

.. Respondents

(4)

CWP-3372-2021

Hanumat and others

.. Petitioners

Versus

State of Haryana and others

.. Respondents

(5)

CWP-4023-2021

Ram Kishan and others

.. Petitioners

Versus

State of Haryana and others

.. Respondents

**CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI**

Present: Mr. G.S. Sawheny, Advocate, for the petitioners  
in CWP-20646-2021.

Mr. Jasbir Mor, Advocate, for the petitioners  
in CWP-1563-2021.

Mr. Sachin Gupta, Advocate, for the petitioners  
in CWP-7429-2021 and CWP-4023-2021.

Mr. Kulwinder Singh, Advocate, for the petitioners  
in CWP-3372-2021.

Mr. Harish Rathee, Sr. Deputy Advocate General, Haryana.

**HARSIMRAN SINGH SETHI J. (ORAL)**

1. By this common order, five writ petitions, the details of which have been given in the heading, are being disposed of as all the petitions involve the same question of law on similar facts.

2. Present petitions have been filed seeking direction to the respondents to allow the petitioners to continue in service on Group D post till the same are filled on regular basis or till the work of the said posts subsists whichever is earlier.

3. Learned counsel for the petitioners submits that keeping in view the various instructions which have been issued by the State, once the work of the posts against which the petitioners were working exist, the petitioners are entitled to continue in service, hence, the respondents are liable to be directed to allow the petitioners to continue in service.

4. Learned State counsel submits that in case any representation is received from the petitioners with the corroborating document that the work of the post on which the petitioners were working exist even as of now, said claim will be considered with open mind keeping in view the various

instructions which have been issued by the State and in case, it is found that the work of the posts on which the petitioners were appointed and were working still exist, appropriate order will be passed. In case, as per the Department, the petitioners are not entitled for relief, detailed speaking order will be passed giving the reasons to support the said view.

5. Learned counsel for the petitioners submits that keeping in view the statement of learned State counsel, the present petitions may kindly be disposed of having been not pressed any further with liberty to the petitioners to file appropriate representation with the respondents with the further liberty that in case any adverse order is passed, the petitioners be given liberty to avail appropriate remedy.

6. Ordered accordingly.

**CM-12180-CWP-2022 in CWP-20646-2021 and**  
**CM-12121-CWP-2021 in CWP-7429-2021**

As the main writ petitions have been disposed of, present applications also stand disposed of.

**August 28, 2023**  
*harsha*

**(HARSIMRAN SINGH SETHI)**  
**JUDGE**

Whether speaking/reasoned : Yes/No  
Whether reportable : Yes/No