

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

114

CM-1652-C-2013
RSA-4692-2017 (O&M)
Date of Decision :20.02.2023

Meer Lal

...Appellant

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Harinder Pal Singh Ishar, Advocate for the appellant.

Ms. Vibha Tewari, AAG, Haryana.

* * *

Harsimran Singh Sethi, J. (Oral)

CM-1652-C-2013

As prayed for, application is allowed.

List of dates and events as Annexures P-1 to P-4 are taken on record.

RSA-4692-2017 (O&M)

Learned counsel for the appellant submits that though, the appellant was entitled for regularization of his services by deeming fiction for which reliance was placed on the judgment in **Khajjan Singh and others vs. State of Haryana and others, 2015 (2) RSJ 135** but the benefit of the said judgment has not been extended by the Courts below on the ground that the Civil Court has no power to grant the benefit of regularization, which benefit can only be granted by the High Court under Article 226 of the Constitution of India hence, the civil suit filed by the appellant-plaintiff may kindly be treated as withdrawn with liberty to appellant-plaintiff to avail an appropriate remedy for redressal of his grievance.

Learned State counsel raises no objection to the said prayer of the

learned counsel for the appellant.

As learned counsel for the appellant has withdrawn the civil suit filed by the appellant/plaintiff, the present regular second appeal becomes infructuous and the same is disposed of as such.

February 20, 2023
aarti

(HARSIMRAN SINGH SETHI)
JUDGE

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