

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(254)

RSA No. 4294 of 2018 (O&M)

Date of Decision : 18.01.2023

The Managing Director Confed Haryana General Manager Confed
Bhiwani and another

...Appellants

Versus

Lajwanti

...Respondent

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. B.R. Mahajan, Senior Advocate with
Mr. D.K. Singal, Advocate for the appellants.

Mr. Ajay Shekhawat, Advocate for the respondent.

Harsimran Singh Sethi J. (Oral)

Learned counsel for the parties submit that the parties have compromised their dispute as raised in the present suit to the effect that subsequent to the policy of 01.02.1999, the State of Haryana had issued various policies for regularization of its employees including the regularization of part time employees issued in the year 2011 under which the respondent-plaintiff was entitled for consideration for regularization of her services, hence the suit filed by the respondent-plaintiff be treated as withdrawn with liberty to her to avail appropriate remedy for regularization of services keeping in view the policies, which have come into operation after 01.02.1999 including the one issued in November, 2011 qua part time employees and in case any such claim is raised by the respondent-plaintiff before the authorities concerned, same will be decided sympathetically in view of the fact that she is working for the last more than two decades,

within a period of eight weeks of raising such claim.

Learned senior counsel appearing on behalf of the appellants-defendants submits that he has no objection with regard to the withdrawal of the suit with liberty as being prayed for.

The present appeal is disposed of keeping in view the agreement, which has been arrived at during the course of the arguments and the suit filed by the respondent-plaintiff is allowed to be withdrawn with liberty to the respondent-plaintiff to avail appropriate remedy seeking the benefit of regularization of her services as per the policies, which have come into operation after 01.02.1999.

Learned senior counsel for the appellants-defendants submits that in case any remedy is availed by the respondent-plaintiff, the same will be considered on merit without raising any objection qua the present litigation and appellate order on the claim will be passed on merits as well as by taking into consideration the settled principle of law settled by the Hon'ble Supreme Court of India in Civil Appeal No. 6798 of 2019 titled as ***Prem Singh Vs. The State of Uttar Pradesh***, decided on 02.09.2019, within a period of eight weeks of raising such claim.

Ordered accordingly.

CM-11438-C-2018

As the main appeal has been disposed of, the present application also stands disposed of.

January 18, 2023
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No