

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH**

**107**

**CWP-24347-2023 (O&M).  
Decided on: October 23, 2023.**

**Abhishek Kaushik and others**

**.. Petitioners**

**VERSUS**

**Central Administrative Tribunal, Chandigarh Bench and others**

**.. Respondents**

**\* \* \***

**CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ  
HON'BLE MR. JUSTICE HARSH BUNGER**

**\* \* \***

**PRESENT Mr.Gurminder Singh, Sr. Advocate, with  
Mr. K.S. Kharbanda, Advocate,  
for the petitioners.**

**Mr.Ajay Jagga, Advocate,  
for respondents No.1 to 5.**

**VINOD S. BHARDWAJ J. (ORAL)**

Challenge in the present writ petition is to the order dated 17.10.2023 (Annexure P-6) passed by the Central Administrative Tribunal, Chandigarh Bench-respondent No.1, whereby the case bearing No.O.A./285/2023 filed by the petitioners was dismissed.

Learned Senior counsel appearing on behalf of the petitioners hands over today in Court, a copy of the order dated 19.10.2023 whereby the respondents have discontinued the engagement of the

petitioners. It is submitted that pursuant to the regular selection process adopted by the respondents only 06 persons have been recommended for appointment and that two posts are still lying vacant. He contends that he would have his remedies against the above-said order by filing an appropriate petition before the competent Forum and confines his prayer, at this stage, that representation of the petitioners for engagement against the vacant posts be considered by the respondent-Department.

Notice of motion to respondents No.1 to 5 only at this stage.

Mr. Ajay Jagga, Advocate, enters appearance and accepts notice on behalf of respondents No.1 to 5. He submits that in the event of the petitioners submitting a representation to the competent Authority, a reasoned order for engagement of the petitioners against the vacant posts, on contractual basis and without any claim to regularization shall be passed thereupon, after granting an opportunity of hearing to the respective parties.

Learned Senior counsel for the petitioners thus does not press the instant petition at this stage in order to approach the respondents by filing a detailed representation.

The instant writ petition is accordingly disposed of as not pressed at this stage with liberties to the petitioners to prefer a detailed representation to the respondents Authorities within a period of 01 week from today. The respondents Authorities may sympathetically consider the case of the petitioners against the posts that remain vacant and pass a reasoned order thereupon after granting an opportunity of hearing to the

respective parties. Consideration of such claim shall, however, be without prejudice to the policy of the Government and would not confer any right for regularization, if otherwise not provided.

(VINOD S. BHARDWAJ)  
JUDGE

October 23, 2023.  
raj arora

(HARSH BUNGER)  
JUDGE

|                             |          |
|-----------------------------|----------|
| Whether speaking / reasoned | Yes / No |
| Whether reportable          | Yes / No |