

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

LPA-272-2024 (O&M)

Date of decision:- 29.01.2024

The State of Haryana and another

...Appellant(s)

Versus

Jaspal and others

...Respondent(s)

CORAM: **HON'BLE MS. JUSTICE RITU BAHRI, ACTING CHIEF JUSTICE**
HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present: Mr. Deepak Balyan, Additional Advocate General, Haryana,
for the appellants.

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RITU BAHRI, A.C.J. (ORAL)

CM-621-LPA-2024

For the reasons mentioned therein, the delay of 24 days in re-filing the appeal is condoned.

The application stands disposed of.

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The appellants have come up in appeal against the judgement and order dated 11.09.2023 passed by the learned Single Judge, whereby the writ petition being CWP-17543-2002 filed by the petitioners (respondents herein) was allowed giving them the benefit of continuity in service.

The facts not in dispute are that respondents No. 1 to 3 were appointed as Mali-cum-Chowkidar and respondents No. 4 and 5 were appointed as Motor Mate i.e. all on Class-IV posts starting from March, 1996 onwards. They worked continuously till 1999 and thereafter their services were terminated.

From a perusal of the impugned judgement, it is evident that a direction was given by the learned Single Judge to grant the respondents the benefit of continuity in service keeping in view that their juniors had been retained while terminating their services. The writ petition filed by the petitioners has been rightly allowed by the learned Single Judge by giving them the benefit of continuity of service from the date they were initially appointed and they have given up their claim for back-wages.

We, therefore, find no ground to interfere with the impugned judgement passed by the learned Single Judge.

The appeal being meritless, accordingly, stands dismissed.

(RITU BAHRI)
ACTING CHIEF JUSTICE

(AMAN CHAUDHARY)
JUDGE

29.01.2024

Amodh Sharma

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