

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

112

CWP-4190-2024

Date of Decision :26.02.2024

Nitish Kumar Yadav and others

...Petitioners

Versus

State of Haryana and others

....Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. N.K. Malhotra, Advocate for the petitioners.

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Harsimran Singh Sethi, J. (Oral)

1. Learned counsel for the petitioners argues that in the present case grievance of the petitioners is qua the deployment of contractual persons without appreciating the policy dated 26.10.2023 (Annexure P/10), which has been issued by the respondent-department, the petitioners have been directed that they will be appointed through Haryana Kaushal Rozgar Nigam Limited whereas, the respondents themselves agreed before this Court that the said policy regarding the transfer of employees to Haryana Kaushal Rozgar Nigam Limited will not be applicable upon the employees of HARTRON.

2. Learned counsel for the petitioners submits that the petitioners have been directed by the department that their services will be terminated after 31.03.2024 in case they do not agree to give consent within a period of 10 days to work through Haryana Kaushal Rozgar Nigam Limited.

3. Notice of motion.

4. Mr. Harish Nain, AAG, Haryana accepts notice on behalf of the

respondent-State and submits that the claim of the petitioners as to whether the policy under which the petitioners are being transferred to Haryana Kaushal Rozgar Nigam Limited, is applicable on the employees of HARTRON or not which will be considered in accordance with law and an appropriate order will be passed and till then, the direction given by the respondents vide impugned order dated 07.02.2024 (Annexure P/11) to give the consent so as to be employed through Haryana Kaushal Rozgar Nigam Limited will not be enforced upon the petitioners.

5. Learned counsel for the respondents further submits that the decision as to whether the petitioners are to be employed through Haryana Kaushal Rozgar Nigam Limited will be taken within a period of 08 weeks from the date of receipt of copy of this order and till then, the petitioners will be allowed to continue in service on the same terms and conditions, which exists as of now.

6. Learned counsel for the petitioners submits that keeping in view the statement of the learned counsel for the respondents, present petition may kindly be disposed of having been not pressed any further.

7. Ordered accordingly.

February 26, 2024

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(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No