

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

(447)

CWP No. 3103 of 2001  
Date of Decision : 19.01.2024

Anil Kumar

...Petitioner

Versus

State of Haryana and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI**

Present: Mr. Puneet Gupta, Advocate and  
Mr. Anil Rana, Advocate for the petitioner.

Mr. Tapan Kumar Yadav, Deputy Advocate General,  
Haryana.

Mr. G.C. Shahpuri, Advocate  
for respondent No. 4.

\*\*\*

**Harsimran Singh Sethi J. (Oral)**

1. In the present petition, the prayer of the petitioner is for the grant of benefit of seniority for the ad-hoc service, which the petitioner had rendered prior to his regularization.
2. Learned counsel for the petitioner argues that the posts in question were filled through a High Powered Committee after the same were advertised, hence, keeping in view the judgment of a Co-ordinate Bench of this Court in CWP-8604-2007 titled as *Surinder Kumar Mishra and others vs. State of Haryana and another*, decided on 09.09.2010, the petitioner is entitled for the grant of the said benefit.

Learned counsel for the petitioner further submits that keeping in view the conclusion (a) of the judgment of the Hon'ble Supreme Court of India in *Direct Recruit Class-II Engineering Officers' Association vs. State of Maharashtra*, AIR 1990 SC 1607, the petitioner is entitled for the grant of benefit of seniority.

Learned counsel for the respondents submits that this Court after taking into consideration both the judgments, which are being relied by learned counsel for the petitioner, has come to the conclusion that keeping in view the facts and circumstances of the case that the recruitment was made through Haryana Subordinate Service Selection Board, the relief has been declined. The reliance is being placed upon the judgment of this Court in CWP-10349-2020 titled as *Pardeep Kumar Gupta and others Vs. State of Haryana and others*, decided on 21.12.2023.

Learned counsel for the petitioner has not been able to rebut the fact that all the issues raised in the present petition have already been dealt with by this Court while passing order in *Pardeep Kumar Gupta's case (supra)* and the similar case has been rejected.

Keeping in view the above, the present petition is also dismissed in terms of the judgment in *Pardeep Kumar Gupta's case (supra)*.

January 19<sup>th</sup>, 2024  
kanchan

(HARSIMRAN SINGH SETHI)  
JUDGE

*Whether speaking/reasoned : Yes/No*

*Whether reportable : Yes/No*