



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(113)

CWP No. 10780 of 2024
Date of Decision : 14.05.2024

Babu Ram

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Dharamveer Phour, Advocate for the petitioner.

Harsimran Singh Sethi J. (Oral)

1. In the present petition, this is the 3rd round of litigation, which the petitioner is facing with regard to the grant of benefit of regularization of his service.
2. The petitioner was appointed in the year 1990 and his services were terminated in February, 1995, which order was challenged by the petitioner by raising an Industrial Dispute and by Award dated 10.03.2006, the petitioner was reinstated in service with continuity and 50% back wages were granted to him from the date of issuance of the demand notice dated 16.04.2001 but while considering the claim of the petitioner for the grant of regularization of service under the Policy dated 01.10.2003, it has been mentioned that the petitioner has only been granted continuity of service from 16.04.2001.
3. Learned counsel for the petitioner submits that by raising the same plea, a writ petition was filed, wherein, only the back wages were



foregone by the petitioner but even the continuity of service is being treated from the year 2001, which is contempt of Court.

4. Notice of motion.

5. On the asking of the Court, Mr. Harish Nain, learned Assistant Advocate General, Haryana, who is present in Court, accepts notice on behalf of the respondent-State.

6. Learned counsel for the respondents on instructions from Mr. Surender Bhatia, Deputy Superintendent, O/o Divisional Forest Office (T), Fatehabad, submits that the order dated 18.04.2024 (Annexure P-11) may kindly be withdrawn with liberty to pass a fresh order in accordance with law by keeping in mind the decision of this Court in CWP No.2158 of 2020 titled as ***Ashish Sharma and others vs. State of Haryana and others***, decided on 13.03.2024 and fresh appropriate order will be passed within a period of eight weeks from today.

7. Learned counsel for the petitioner submits that as the impugned order has been withdrawn, the present petition has been rendered infructuous and the same may kindly be disposed of as such.

8. Ordered accordingly.

May 14, 2024
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No