



CM-8181-CWP-2024 in/&
CWP-13090-2021

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CM-8181-CWP-2024 in/&
CWP-13090-2021
Date of Decision :16.05.2024

Sant Kumar

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Surinder Kumar Daaria, Advocate for the petitioner.

Mr. Harish Nain, AAG, Haryana.

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Harsimran Singh Sethi, J. (Oral)

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Present application has been filed for listing the main writ petition, which was adjourned sine die to await the decision the Hon'ble Supreme Court of India in **SLP-4531-2023 titled as State of Haryana and others vs. Balwinder Singh and others.**

Notice of the application to the counsel opposite.

Mr. Harish Nain, AAG accepts notice on behalf of the respondent-State and raises no objection to the grant of prayer as made in the present application.

Keeping in view the averments made in the application, which are duly supported by an affidavit, application is allowed. Main writ petition is taken up for hearing today itself.



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1. In the present petition, claim of the petitioner is for the grant of regularization of his services under the regularization policy dated 01.10.2003 issued by the respondents as the petitioner fulfills all the requisites of the said policy.

2. Learned counsel for the respondents submits that the claim of the petitioner for regularization of his services under the regularization policy dated 01.10.2003 is misplaced as, as per the terms and conditions of the regularization policy dated 01.10.2003, an employee is entitled for regularization of his/her services, in case, he/she worked for 240 days in 03 years upto 30.09.2003 before claiming the regularization and as per the data given qua the petitioner in para-4 of the reply filed by the respondents, the petitioner has not fulfilled the said requirements and there is no replication to the said written statement.

3. I have heard learned counsel for the parties and have gone through the record with their able assistance.

4. In order to claim the benefit of regularization of service, an employee has to fulfill minimum requirement as envisaged under the regularization policy. It has been conceded by the learned counsel for the petitioner that as per the regularization policy dated 01.03.2003, an employee should have 03 years service upto 30.09.2003 and in those 03 years, he/she should have completed 240 days and as per the data supplied by the respondents from the year 1995, the petitioner has not completed 240 days in any of the 03 years and hence, the petitioner does not fulfill the requirement of the regularization policy dated 01.10.2003 hence, no relief as



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being claimed by the petitioner for regularization of his services under the said policy can be granted to him and the present petition is accordingly dismissed.

5. Civil miscellaneous application pending, if any is also disposed of.

May 16, 2024
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(HARSIMRAN SINGH SETHI)
JUDGE

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