



CWP-25075-2017

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

(221)

CWP-25075-2017

Date of Decision : November 25, 2024

Jagveer Singh

.. Petitioner

Versus

State of Punjab and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Judgepreet Singh Warring, Advocate, for the petitioner.

Mr. Satnam Preet Singh, Deputy Advocate General, Punjab.

HARSIMRAN SINGH SETHI J. (ORAL)

1. In the present writ petition, the grievance being raised by the petitioner is that he is working for the last more than 20 years and his services are being dispensed with without any valid justification and he has also not been paid his regular salary.

2. Upon notice of motion, the respondents have appeared and stated that the petitioner is working as Cycle Stand Keeper and that too on temporary basis and he is being paid from the parents teachers funds and therefore, his services cannot be regularized under the judgment of the Hon'ble Supreme Court of India in *Secretary, State of Karnataka vs. Uma Devi and others, 2006 (4) SCC 1*.

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3. For the release of the salary, State counsel had taken time but nothing has come on record whether the salary has been paid to the petitioner.

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

5. On 04.05.2018 following order was passed:

“ Reply to the CM as also to the main writ petition has been filed in Court. Copies of the same supplied to the counsel opposite.

Registry to place the same at appropriate place and paginate the paper book.

Counsel for the respondents on instructions from Mr. Subash Singh, Principal, GSSS Boys Jalalabad (West) states that the services of the petitioner are not being terminated at present, as regards plea regarding release of arrears of salary, he prays for time to seek instructions.

List on 21.08.2018.”

6. A bare perusal of the above would show that the respondents were not terminating the services of the petitioner and had sought time to file reply qua the arrears of salary. Nothing has come on record whether the salary has been paid to the petitioner or not.

7. Keeping in view the above, the respondents are directed that till the services of the petitioner are needed, the petitioner be allowed to continue and in case, his any arrears of salary are pending, the same be released within a period of eight weeks from the date of receipt of copy of this order.



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8. The present writ petition is disposed of in above terms.

November 25, 2024

harsha

(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No