



CM-8655-CWP-2024 in/& -1
CWP-24348-2018

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

104 CM-8655-CWP-2024 in/&
CWP-24348-2018
Date of Decision :23.05.2024

Diwan Singh ...Petitioner

Versus

State of Haryana and othersRespondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

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

Mr. Harish Nain, AAG, Haryana.

* * *

Harsimran Singh Sethi, J. (Oral)

CM-8655-CWP-2024

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



CM-8655-CWP-2024 in/&
CWP-24348-2018

-2

is taken up for hearing today itself.

CWP-24348-2018

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.

Learned counsel for the petitioner submits that the question of law raised in the present petition has already been decided by this Court while passing order in CWP-2158-2020 titled as Ashish Sharma and others vs. State of Haryana and others, decided on 13.03.2024 along with other connected cases and prays that the present petition may kindly be disposed of in terms of the said order in Ashish Sharma's case (supra)

Learned counsel for the respondents submits that on an earlier occasion, an order has already been passed by the respondents in the year 2006 rejecting the claim of the petitioner and the said order has not been challenged by the petitioner hence, the present petition is not maintainable.

I have heard learned counsel for the parties and have gone through the record.

Once, the fresh guidelines have been issued by this Court while passing order in Ashish Sharma (supra), fresh order is to be passed on the claim of the petitioner in the light of the said guidelines and in case, order passed by the respondents in the year 2006 is contrary to the guidelines issued by this Court in the case of Ashish Sharma (supra), the same be not given effect too.



CM-8655-CWP-2024 in/& -3
CWP-24348-2018

Keeping in view the above, present petition is disposed of in terms of the order passed by this Court in Ashish Sharma (supra).

May 23, 2024 (HARSIMRAN SINGH SETHI)
aarti JUDGE
Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No