

CM No. 6384-CWP-2024 in/and
CWP No. 3618 of 2017

2024:PHHC:053644

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(102)

CM No. 6384-CWP-2024 in/and
CWP No. 3618 of 2017
Date of Decision : 22.04.2024

Ishwar Singh

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Ms. Jaishree Kaushik, Advocate with
Mr. Aryavart, Advocate for
Mr. Ajay Chaudhary, Advocate for the petitioner.

Mr. Harish Nain, Assistant Advocate General, Haryana.

Harsimran Singh Sethi J. (Oral)

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Present application has been filed for listing the main case which was adjourned sine-die to await the decision of Hon'ble Supreme Court of India in SLP No. 4531 of 2023 and disposing of the above mentioned writ petition in terms of the order passed by the Hon'ble Supreme Court of India in SLP No. 4531 of 2023 titled as ***State of Haryana and others Vs. Balwinder Singh and others.***

Notice of the application to the counsel opposite.

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.

Learned counsel for the respondents does not oppose the hearing of the present writ petition.

Keeping in view the joint request of learned counsel for the parties, the main writ petition is taken up for consideration.

Application stands disposed of.

CWP-3618-2017

1. Learned counsel for the petitioner submits that the question of law raised in the present writ petition has already been decided by this Court while passing order in CWP No. 2158 of 2020 titled as ***Ashish Sharma and others vs. State of Haryana and others***, decided on 13.03.2024 along with other connected cases.

2. Learned counsel for the respondents submits that though, the question of law raised in the present petition has been decided but the petitioner has filed the present petition after he was relieved from service, which objection be also allowed to be decided while passing the fresh order.

3. Present writ petition is disposed of in terms of ***Ashish Sharma's case (supra)*** with liberty to the respondents to take appropriate decision as to whether, after the petitioner was relieved from service, the

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petitioner could be granted the benefit of regularization of his services or
not.

April 22nd, 2024
kanchan

(HARSIMRAN SINGH SETHI)
JUDGE

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