

CM-7295-CWP-2024 in/and
CWP-29995-2018

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(105)

CM-7295-CWP-2024 in/and
CWP-29995-2018
Date of Decision : May 24, 2024

Subhash Chand and others

.. Petitioners

Versus

State of Haryana and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Ms. Jaishree Kaushik, Advocate, for the petitioners.
Mr. Harish Nain, Assistant Advocate General, Haryana.

HARSIMRAN SINGH SETHI J. (ORAL)

CM-7295-CWP-2024

Present application has been filed for recalling the order dated 20.03.2024 by which, the present writ petition was disposed of.

Learned counsel for the petitioners submits that inadvertently, the present petition was disposed of on 20.03.2024 by treating the said petition qua the claim of the regularization of the services of the petitioners under the policy dated 01.10.2003 whereas, the petitioners were claiming the benefit of regularization of their services under the policy of the year 2011 hence, the present petition may kindly be restored to its original number by recalling the order dated 20.03.2024.



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Notice of the application to the counsel opposite.

Mr. Harish Nain, learned Assistant Advocate General, Haryana, who is present in the Court, accepts notice on behalf of the respondents. He raises no objection for the grant of prayer as raised in the present application.

Keeping in view the averments made in the application, which are duly supported by an affidavit, the application is allowed. Order dated 20.03.2024 is recalled qua the present petition only.

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1. Learned counsel for the petitioners argues that the petitioners are claiming the benefit of regularization under the policy dated 29.07.2011 on the ground that the petitioners fulfilled all the requisite as a part time employees so that their services could be regularized.
2. Learned counsel for the respondents, on the other hand, submits that the claim of the petitioners will be considered in accordance with law and appropriate order on the claim of the petitioners will be passed within a period of eight weeks of the receipt of copy of this order.
3. Learned counsel for the petitioners submits that in the reply, the respondents have mentioned that the petitioners were not engaged through the employment exchange, which is an impediment in the grant of the benefits whereas, the said clause of the regularization policy has already been set aside by this Court while passing an order in ***LPA No.837 of 2018 titled as HVPNL and others vs. Darshan Singh, decided on 19.07.2022.***



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4. Keeping in view the above, the present petition is disposed of with a direction to the respondents to keep the said decision in mind while passing an appropriate order qua the claim of the petitioners for regularization of their services.

May 24, 2024
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

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