

2025:PHHC:008587



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

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**CWP-1537-2025 (O&M)
Date of Decision: 21.01.2025.**

SUMIT SAINI AND ANOTHER

... Petitioner(s)

Versus

STATE OF HARYANA AND OTHERS

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ.

PRESENT: Mr. Suresh Kumar Kaushik, Advocate,
for the petitioners.

Ms. Tanisha Peshawaria, DAG, Haryana.

VINOD S. BHARDWAJ, J (ORAL)

Challenge in the writ petition is to the order dated 10.12.2024
(Annexure P-9) whereby the services of the petitioners from the post of Clerk
were terminated by respondent No.2 who is not the appointing authority.

2 Learned counsel for the petitioner, inter alia, contends that the
requirement of the deployment of the petitioners by the Haryana Kaushal
Rozgar Nigam Limited would be solely on the recommendation of the Head

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of the Department of the concerned Organization. It is contended that notwithstanding the provisions of the Haryana Contractual Employees (Security of Service) Act, 2024, the office of Chief Electoral Officer has terminated the services of the petitioners vide order dated 10.12.2024.

3 Learned State counsel, who is present in the Court on having already been supplied advance copy of the petition, contends that there has been no termination of the services of the petitioners and that it is only an order of relieving from the organization/Department where the petitioner had been sent by the Haryana Kaushal Rozgar Nigam Limited. She, on instructions from Sh. Shiv Rattan, Naib Tehsildar, Election (HQ), submits that the petitioners have just been relieved from their office and they are at liberty to continue with their deployment at the Haryana Kaushal Rozgar Nigam Limited, which may further post the petitioners to any other organization/Department as per the mandate of the Haryana Contractual Employees (Security of Service) Act, 2024.

4 In view of the aforesaid statement made on instructions by the State counsel, the present petition is disposed of as having been rendered infructuous. The respondents shall remain bound by their statement made before this Court.

January 21, 2025.
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(VINOD S. BHARDWAJ)
JUDGE

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