

2025:PHHC:034046



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

**106**

**CWP-6289-2025 (O&M).  
Date of Decision: 11.03.2025.**

**SATISH KUMAR @ SH. SATISH DESWAL**

... Petitioner

Versus

**STATE OF HARYANA AND OTHERS**

... Respondent(s)

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

Present: Ms. Savita Rana, Advocate,  
for the petitioner.

Ms. Tanisha Peshawaria, DAG, Haryana assisted by  
Sh. Pushpinder, Assistant, Public Health and Engineering  
Department and Sh. Virender, Assistant.

**VINOD S. BHARDWAJ, J (ORAL).**

The present petition has been filed challenging the order dated 03.01.2025 whereby the services of the petitioner have been placed at the disposal of the Haryana Tourism Corporation Limited on deputation basis as well as to the order dated 21.02.2025 whereby the cancellation of deputation order dated 03.01.2025 qua the petitioner has been withdrawn and he has been directed to join his duties in Haryana Tourism Corporation Limited, Chandigarh.

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2           The primary argument raised by the counsel for the petitioner is that the petitioner is still a probationer and that during the period of probation, he could not be sent on deputation.

3           Vide order dated 06.03.2025, the State counsel was directed to seek instructions in the matter.

4           On the resumed hearing today, it is intimated by the learned State counsel that the petitioner was promoted as Executive Engineer on 20.09.2023 and he assumed the charge of office on 25.09.2023. The probation period was for a period of one year and hence, the said period was to come to an end on 24.09.2024. It is contended that the probation period has thus already come to an end on the date when the petitioner submitted his consent on 30.09.2024 for being sent on deputation. Pursuant thereto, the order dated 03.01.2025 was passed placing the services of the petitioner at the disposal of the Haryana Tourism Corporation Limited. She further informs that the file of the petitioner regarding Completion of probation period had already been sent to the superior authorities and that it is only a ministerial approval that is required to be passed on the administrative file since his ACR is good for the relevant period i.e. for the period 22.09.2023 to 29.02.2024 and 01.03.2023 to 30.11.2024 and no charge sheet under Rule 7 or under Rule 8 or any Vigilance Enquiry is pending against him. She thus submits that since there is no extension of clearance of probation, merely on account of pendency of a departmental approval about the clearance of the probation which such file has already been moved in favour of the petitioner and has also been forwarded by the Minister Incharge, Public Health and

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Engineering, the order placing the petitioner at the disposal of Haryana Tourism Corporation cannot be said to be illegal or without jurisdiction.

5           Faced with the above, counsel for the petitioner does not press the instant petition at this stage, however, she prays for a liberty to file a fresh petition on the same cause of action, if so advised and after going through the relevant rules applicable to the petitioner.

6           Disposed of as not pressed at this stage with liberties as aforesaid.

**March 11, 2025.**  
**raj arora**

**(VINOD S. BHARDWAJ)**  
**JUDGE**

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