



CWP-3788-2002

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH**

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CWP-3788-2002 (O & M)
Date of decision: 17.01.2025

Kesar Singh

....Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : None for the petitioner.

Mr. Satnam Preet Singh Chauhan, DAG, Punjab.

AMAN CHAUDHARY, J. (ORAL)

1. Prayer made in the present petition is to the order dated 10.08.2001 wherein claim of the petitioner being a retrenched employee of his absorption in the scale of Rs.2000-3500 or 1800-3200 (unrevised) has been rejected.

2. Reliance in the index of this petition had been placed on the pendency of CWP-15989-2001, **Lachhman Dass and others vs. State of Punjab and another**, which has since been disposed of, vide judgment dated 19.05.2009, covers the case of the petitioner, which learned State counsel despite his best efforts has not been able to controvert regards the factual position and draw out any distinctive aspects in the aforementioned judgment or cite any contrary law, relevant paras whereof read thus:



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“The petitioners were appointed as Enumerators under the Scheme sponsored by the Government of India known as Census of Small Scale Industrial Units under the Department of Industries. Employees working under the said Scheme were retrenched on abolition of the Scheme. The State Government notified a policy to adjust the retrenched employees. The petitioners are such employees who were claiming their adjustment on the basis of the State Government policy and on the analogy of the adjustment of the similarly situated employees. The issue in the present writ petition is squarely covered by a judgment of this Court passed in CWP No.6892 of 2002 decided on 21.11.2002 wherein following observations/directions were issued:-

"....In view of the decision of Division Bench of this Court rendered in CWP No.17266 of 1995 and other writ petitions, which was maintained by Hon'ble the Supreme Court, this writ petition has to be allowed. The writ petition is accordingly allowed and the respondent-State of Punjab is directed to consider the absorption of the petitioner on a post carrying pay scale of Rs.2000-3500 or Rs.1800-3200 in view of his qualifications which he was possessing at the time of his retirement from the Industries Department. In consequence, the decision taken by the Governor of Punjab (Annexure P-16) on the representation of the petitioner is quashed. No order as to costs."

This petition is accordingly disposed of in terms of the aforesaid directions passed in the said judgment."

3. Accordingly, the present petition is disposed of in terms of the judgment passed in **Lachhman Dass** (supra).

17.01.2025

parveen kumar

(AMAN CHAUDHARY)
JUDGE

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