

CM-19648-CWP of 2025 in/and
CWP-3554 of 2021 (O&M)

2026:PHHC:006687



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

CM-19648-CWP of 2025 in/and
CWP-3554 of 2021 (O&M)
Date of decision: 19.01.2026

Pankaj Gupta

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: - Mr. B.S. Patwalia, Advocate, and
Mr. Gaurav Jagota, Advocate,
for the petitioner.

Mr. Satnampreet Singh, DAG, Punjab.

NAMIT KUMAR, J. (ORAL)

1. Instant writ petition has been filed under Articles 226 and 227 of the Constitution of India for quashing of the order dated 04.12.2020 (Annexure P-12), vide which the claim of the petitioner for regularisation of his services as Operation Theatre Assistant has been rejected; to issue a writ of mandamus directing the respondents to regularize the services of the petitioner as Operation Theatre Assistant in view of the policy instructions dated 18.03.2011 (Annexure P-5) issued by the State of Punjab with effect from the date the petitioner has completed three years of service on contract basis and also keeping in view the fact that services of similarly situated employees have already been regularised; as an interim measure for directing the respondents to release to the petitioner the regular pay scales of the post of Operation Theatre Assistant during the pendency of the writ petition

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and for directing the respondents to grant all consequential benefits to the petitioner.

2. Learned counsel for the applicant-petitioner has filed CM-19648-CWP of 2025 with a prayer for allowing the writ petition in terms of order passed by this Court in ***CWP-11427 of 2015 – Sukhjad Singh and others v. State of Punjab and another*** and ***CWP-11499 of 2021 – Rakhal and others v. State of Punjab and others*** and ***CWP-19307 of 2020 – Darshan Kumar and others v. State of Punjab and others***, wherein policies dated 18.03.2011 have been interpreted by the respondents themselves and regularization granted to multiple similarly placed persons recruited in 2011 vide orders dated 16.11.2025.

Notice in the application was issued to the counsel opposite for today to seek instructions.

3. On the request of learned counsel for the petitioner, date of hearing of the writ petition is pre-poned from 27.04.2026 and the same is taken on board for disposal today itself.

4. Learned counsel for the petitioner submits that the present case is squarely covered by the judgment of this Court in ***CWP-11427 of 2015 – Sukhjad Singh and others v. State of Punjab and another decided on 19.12.2018 (Annexure P-7)***, which has been upheld in ***LPA-516 of 2020 – State of Punjab and others v. Sukhjad Singh and others decided on 28.03.2022 (Annexure P-18)*** and by the Hon'ble Supreme Court in ***SLP (C) No.15325 of 2022 – The State of Punjab and another v. Sukhjad Singh and others decided on 02.05.2025 (Annexure P-19)***, which has been followed by a Co-ordinate Bench of

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this Court in ***CWP-23027 of 2016 – Mrs. Gurmeet Kaur and others v.***

State of Punjab and others decided on 24.09.2024 (Annexure P-20)

and in pursuance thereto services of various persons have been regularised vide orders dated 16.11.2025 (Annexures P-21 and P-22).

5. Learned State counsel has not been able to controvert the said contention raised by learned counsel for the petitioner despite his best efforts.

6. Disposed of in terms of judgment passed by this Court in ***CWP-11427 of 2015 – Sukhjad Singh and others v. State of Punjab and another decided on 19.12.2018 (Annexure P-7)***. Let the claim of the petitioner for regularization be considered by the respondents within a period of three months from the date of receipt of certified copy of this order.

7. Pending application(s), if any, shall also stand disposed of.

19.01.2026
R.S.

(NAMIT KUMAR)
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No