



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

113

CWP-11369-2026

Date of decision: April 24, 2026

ANAND PRAKASH

...Petitioner

Versus

STATE OF HARYANA AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present: Mr. Nishant Rana, Advocate
for the petitioner.

Mr. Aakash Singla, Additional Advocate General, Haryana.

TRIBHUVAN DAHIYA, J. (ORAL)

The petition has been filed *inter alia* seeking a writ of *certiorari* quashing the order dated 03.11.2025, Annexure P-22, whereby the petitioner's claim for ante-dated regularisation has been declined.

2. Learned counsel for the petitioner contended that the petitioner's juniors have been regularised in service with effect from 01.11.1986, therefore the same benefit cannot be denied to him. Besides, there are only artificial breaks in his service which need to be ignored to consider him for regularisation with effect from 01.11.1986, instead of 01.10.1988.

3. This Court is not inclined to entertain the petition as it has been filed after an unexplained delay of 38 years, which makes it not maintainable on the principle of delay and laches. Further, on merits also the petitioner cannot be held entitled to the benefit claimed as he was regularised in service on fulfilling the requirements of the applicable Government policy.

This has been duly considered in the impugned order dated 04.11.2025, which reads as under:

Whereas, after examining the whole matter, it has been found that the claimant was initially appointed as Drawing Teacher through Employment Exchange on adhoc basis w.e.f. 08.09.1983. Thereafter, the services of claimant were regularized as Drawing Teacher w.e.f. 01.01.1991, in terms of Regularization Policy dated 28.02.1991. After going through the service book of the claimant, it came into notice that the claimant had performed his services on six months' basis from 08.09.1983 to 01.01.1986, the claimant has basically performed services of total 691 days (649 working days and 42 days' summer vacation days), the break period of the claimant during the said period of services is of 459 days. As per the Haryana Government instructions dated 28.04.1997, the claimant has not completed the two year regular satisfactory services to get the benefits of regularizations of services from 01.11.1986. The relevant portion of Govt. Instructions dated 28.04.1997 is reproduced under:-

Category-I Adhoc Employees

- i. Only such adhoc Class-III employees, who have completed two years service on 30.09.1988, shall be regularized to the extent of available regular posts/vacancies on that date.

4. In view thereof, there is ground to entertain the petition and it stands dismissed *in limine*.

April 24, 2026

Jaspreet Kaur

(TRIBHUVAN DAHIYA)

JUDGE

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No