



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CWP-5978-2025

Date of decision: 20.03.2025

BHASKAR KUMAR

.....Petitioner

VERSUS

STATE OF HARYANA AND ANOTHER

.....Respondents

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

Present:- Mr. Jagmohan Ghumman, Advocate
for the petitioner.

Ms. Tanisha Peshawaria, DAG, Haryana.

VINOD S. BHARDWAJ, J. (Oral)

The instant petition has been filed for seeking directions to the respondents to pay arrears of salary alongwith compensation from 18.11.2019 to 22.09.2021 and granting dearness allowance (DA) to the petitioner from 16.02.2018 to till date. A further prayer has been made for seeking regularization of the service of the petitioner.

Learned counsel appearing on behalf of the petitioner contends that at this juncture he would be satisfied in case the respondents are directed to treat this petition as a representation and to pass a reasoned and speaking order thereupon in accordance with law.

Notice of motion.

Ms. Tanisha Peshawaria, DAG, Haryana appears and accepts notice on behalf of the respondent-State.

Learned State Counsel, however, contends that the

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petitioner is not entitled to the benefits as being asked for since the termination of the earlier engagement of the petitioner was strictly to be in accordance with the existing engagement and by way of appointment of regular candidates. The petitioner was thereafter adjusted afresh and hence, the differential period cannot be taken into consideration. She further contends that the petitioner was appointed at fixed remuneration at DC rate and not at regular pay scale and hence, the element of DA or LTC etc. could not be paid to the petitioner. She, however, contends that she would have no serious objection at this juncture in case this Court issues a direction to the authorities to take a decision on the grievance espoused by the petitioner in the present writ petition.

Counsel for the petitioner also agrees to the said arrangements.

Accordingly, with the consent of the parties and without commenting upon the merits of the case, the present petition is disposed of and respondent No.2-Director General, Development and Panchayat Department, Haryana is directed to treat this petition as a representation and to pass a reasoned and speaking order thereupon in accordance with law preferably within a period of four months from the date of receipt of certified copy of this order.

(VINOD S. BHARDWAJ)
JUDGE

MARCH 20, 2025*Vishal sharma*

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