

HIGH COURT OF MEGHALAYA
AT SHILLONG

WP(C). No. 77 of 2020

Date of Order: 23.02.2021

Shri. Gurdeep Singh & 13 Ors. Vs. Union of India & 2 Ors.

Coram:

Hon'ble Mr. Justice Ranjit More, Judge.

Appearance:

For the Petitioner/Appellant(s) : Mr. R.Jha, Adv.

For the Respondent(s) : Dr. N.Mozika, ASG with
Mr. J.I.Nongrum, Adv. for R 1.
Mr. V.K.Jindal, Sr. Adv. with
Mr. S. Jindal, Adv.
Ms. E.Marwein, Adv. for R 2 & 3.

1. Heard Mr. R.Jha, learned counsel for the petitioner, Mr. V.K.Jindal, learned Sr. counsel for the respondents No. 2 & 3 and Dr. N. Mozika, learned ASG for the respondent No. 1.

2. The petition is filed by 14 (fourteen) persons. Their grievance is that they are working with the respondents No. 2 & 3 since 1987 till today continuously and still their services are not regularized. Admittedly, the petitioners are working as Cleaners and Sweepers with the respondents No. 2 & 3.

3. Mr. V.K.Jindal, learned Sr. counsel for the respondents No. 2 & 3 opposed the petition by submitting that the petitioners were appointed on part time basis with fixed salary against no sanctioned posts.

4. The very fact that petitioners are working, though against no sanctioned post since 1987 shows that their services are required by respondents No. 2 & 3. Mr. V.K.Jindal, learned Sr. counsel submitted that in the absence of

sanctioned posts, petitioners services cannot be regularized. When I put a query to Mr. V.K.Jindal, learned Sr. counsel as to why posts are not sanctioned, he submitted that it is for the Ministry of Power, Union of India to sanction the posts.

5. Dr. N.Mozika, learned ASG for the respondent No. 1 at this stage intervened and submitted that respondents No. 2 & 3 has never sent any proposal for sanction of posts for Cleaners and Sweepers despite the fact that they need the services of these persons on regular basis.

6. At this stage, Mr. V.K.Jindal, learned Sr. counsel submits that he will take further instruction from his client regarding sending of proposal to respondent No. 1 for sanction of the posts of Cleaners and Sweepers. For that purpose, he requests for some time, request granted.

7. Stand over to 25-03-2021. Registry is directed to supply copy of this order to learned Sr. counsel for the respondents.

Meghalaya
23.02.2021
"Samantha PS"



Judge