

No. 6/26/2015-1GS1

From

The Chief Secretary to Government Haryana.

To

1. All the Administrative Secretaries to Government Haryana,
2. All the Heads of the Department, Commissioner Ambala, Hisar, Gurugram and Rohtak Divisions,
3. The Registrar, Punjab and Haryana High Court,
4. All Deputy Commissioners in the State of Haryana,
5. All Managing Directors/Chief Administrators of all the Boards/Corporations in the State of Haryana.

Dated Chandigarh, the 15<sup>th</sup> September 2016.

**Subject:- Regarding regularisation policies issued/revived on or after 16.6.2014.**

Sir/Madam,

I am directed to invite your attention to the above cited subject and to say that all the regularisation policies issued/revived on or after 16.6.2014 were under challenge before the Hon'ble High Court through CWP No. 17206 of 2014 titled as Yogesh Tyagi and another vs. State of Haryana and other similarly situated court cases i.e. CWP No. 8326 of 2015, CWP No. 16863 of 2014 and CWP No. 22592 of 2015. The case was fixed for hearing on 2.9.2016 before the Hon'ble Division Bench.

2. The Hon'ble Court has stayed the operation of all above regularisation policies. A copy of the order of the Hon'ble High Court is enclosed.

3. You are, therefore, notified that no further regularization of services of employees be made under the said regularisation policies issued/revived on or after 16.6.2014. It may also be noted that the regularisation orders, if any, issued earlier shall be subject to the final outcome of Civil Writ Petitions.

4. These instructions may please be brought to the notice of all concerned for strict compliance.

Yours faithfully



Under Secretary General Administration,  
for Chief Secretary to Government Haryana.

9/15/16

.....

CWP Nos.17206, 16024, 16863 of 2014, 8326 of 2015(O&M) &  
CWP No.22592 of 2015 (O&M)

**Yogesh Tyagi and another Vs. State of Haryana and ors.**

Present: Mr. Sanjeev Kumar, Advocate,  
Mr. Anurag Goyal, Advocate,  
Mr. Jagbir Malik, Advocate,  
Ms. Monika Thakur, Advocate  
Mr. Gautam Pathania, Advocate,  
for the petitioner(s).

Mr. Rakesh Sobti, Advocate for  
Ms. Alka Chatrath, Advocate.

Mr. R.D. Sharma, D.A.G., Haryana.

Ms. Renu K. Arya, Advocate for  
Mr. Shalender Mohan, Advocate,  
for respondent No.6 (in CWP-22592-2015).

\*\*\*

Having heard learned counsel for the parties, *prima facie* we are satisfied that the impugned policy runs contrary to the mandate of the Constitutional Bench judgment in the "Secretary, State of Karnataka and others Vs. Umadevi and others", (2006) 4 SCC 1. Hence further regularization of services under the said policy shall remain stayed till the final decision. The regularization orders, if any, passed earlier shall be subject to final outcome of the writ petition.

List on 24.10.2016.

A photocopy of this order be placed on the files of all aforesaid connected cases.

**(SURYA KANT)  
JUDGE**

**02.09.2016**

*Bhumika*

**(SUDIP AHLUWALIA)  
JUDGE**