

**IN THE HIGH COURT OF HIMACHAL PRADESH AT SHIMLA**  
**CWP No.6285 of 2023**

**Decided on: 13<sup>th</sup> September, 2023**

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Banku Ram	Versus	....Petitioner
State of H.P. and others		...Respondents

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*Coram*

**Ms. Justice Jyotsna Rewal Dua,**

<sup>1</sup> *Whether approved for reporting?*

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For the petitioner:                      Mr. Vijay Kumar, Advocate.

For the respondents:                      Mr. Anup Rattan, Advocate General  
with Mr. Y.P.S.Dhaulta, Additional  
Advocate General and Mr. Sumit  
Sharma, Deputy Advocate General.

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**Jyotsna Rewal Dua, Judge**

Notice. Mr. Sumit Sharma, learned Deputy Advocate General, appears and waives service of notice on behalf of the respondents.

**2.**                      Heard.

**3.**                      The petitioner has filed the present petition for the grant of following reliefs:-

“(i)    That the respondents may kindly be directed to bring the service of the petitioner on contractual establishment against the post of pump attendant

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<sup>1</sup>    *Whether reporters of Local Papers may be allowed to see the judgment?*

*immediately on completion of 12 years service as water guard w.e.f. 01.01.2019 instead of 17.01.2021 in the time scale of pay from due date alongwith all consequential benefit including seniority, arrears and monetary benefits in the interest of justice and fair play.*

- (ii) That the respondents may kindly be directed to give regularization to the petitioner immediately after completion of 2 years of contractual services i.e. w.e.f. 2019 instead of 2022 with all consequential benefits.*
- (iii) That the respondents may kindly be directed to grant relaxation in educational qualification as has been done in the cases of other similarly situated persons.”*

**4.** Learned counsel for the petitioner submitted that the relief prayed for by the petitioner is covered by the decision dated 23.06.2021, rendered in **CWP No. 3047 of 2020 ( Jagdish Kumar and others Vs. State of Himachal Pradesh and others)** . Learned counsel for the petitioner states that the petitioner would be content if the case of the petitioner is considered by the respondents in light of the aforesaid judgment. Learned Deputy Advocate General has no objection to this prayer.

**5.** Having regard to above submissions and without examining the merits of the matter, this petition is disposed of by directing the respondents to consider the case of the

petitioner in light of the aforesaid judgment and pass appropriate orders in accordance with law within a period of six weeks from the date of receipt of copy of this order. The decision so arrived at, shall also be communicated to the petitioner.

Pending miscellaneous application(s), if any, also to stand disposed of.

Jyotsna Rewal Dua  
Judge

September 13, 2023  
*R.Atal*