

State of H.P. and others vs. Bal Krishan and others

CMP(M) No. 539 of 2026

[Item S-3]

05.05.2026 Present: Mr. Varun Chandel, Additional Advocate General, for the applicants/appellants/State.

CMP(M) No. 539 of 2026

Keeping in view the averments made in the application, duly supported by the affidavit of the official, delay of 193 days in filing the appeal is condoned.

The application stands disposed of.

LPA No. _____ of 2026 & CMP(M) No. ____ of 2026

Be registered.

Inter alia contends that the appointment order of the employees, as such, was that they were to work for only four hours per day. While referring to page 62, it is submitted that the reliance, as such, placed upon the certificate showing that they were working four hours in the morning and four hours in the evening was also without any justification, as it has been the specific stand of the State that a part-time worker, as such, can only be engaged for a maximum of four hours. The certificate had been issued by an officer, who was not competent to do so, as is evident from letter dated 5.5.2021 (Annexure R-6), passed in this context. It is accordingly submitted that the regularization in the year 2016 has been done on completion of seven years of daily wage service, as initially the employees were only working as part-time daily wagers from 1998–2010. It is also submitted that the direction now given for regularization from the date of initial

appointment, i.e., 1998, as such, would open a Pandora's box, as similarly situated persons would also seek such claims and consideration of which would be de hors the policy itself.

Issue notice to the respondents, returnable for 29th June, 2026, on taking steps within one week.

Till further orders, the operation of the impugned judgment shall remain stayed.

List on 29th June, 2026.

(G.S. Sandhawalia)
Chief Justice

(Bipin C. Negi)
Judge

5th May, 2026
(Tarun Singh)