

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NOS.....OF 2024  
(@ S.L.P.(C) Nos. 80-84 of 2013)

RAKESH KUMAR & ORS. ETC. ETC.

.....Appellant(s)

Vs.

STATE OF PUNJAB & ORS. ETC. ETC.

.....Respondent(s)

WITH

CIVIL APPEAL NOS.....OF 2024  
(@ S.L.P.(C) No. 16422 of 2013)

O R D E R

1. Leave granted.

2. Appellants are graduates in Punjabi having Punjabi as a compulsory subject referred to as elective. By virtue of their qualification and in furtherance of the advertisements dated 12.06.2006 and 27.10.2006, they were appointed as Punjabi Master/Mistress on 07.12.2006. Their appointment was, however, challenged by someone who had Punjabi as an option in

their graduation.

3. The learned Single Judge allowed the writ petition and the decision of the Single Judge was affirmed by the Division Bench. Consequently, the appellants' services were terminated by order dated 05.11.2008. However, even during the pendency of the proceedings before the learned Single Judge as well as the Division Bench, the appellants' appointments, made in 2006 continued till 2013 when this Court granted an interim order of stay in the Special Leave Petition. As such, their service from 2006 onwards is continuous till date.

4. We are also informed by Mr. Patwalia, learned senior counsel appearing for the appellants that, in the meanwhile, four of those who have been appointed have even been promoted as lecturers.

5. Mr. Shadan Farasat, learned counsel for the State of Punjab has informed us that vacant posts are available and that the appellants will be accommodated in the posts without any interruption in their service or financial provision.

6. Having considered the matter in detail, we allow the appeals and set aside the Judgment dated 19.12.2012 passed by the High Court of Punjab and Haryana at Chandigarh in L.P.A. Nos. 2355, 2361, 2362, 2364 and 2365 of 2011.

7. We further declare that the appointments of the appellants' are regular and their services shall be regularized with immediate effect from the date of their initial appointment.

8. Pending application(s), if any, shall stand(s) disposed of.

.....J.  
(PAMIDIGHANTAM SRI NARASIMHA)

.....J.  
(ARAVIND KUMAR)

New Delhi;  
February 05, 2024.

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) No(s). 80-84/2013

(Arising out of impugned final judgment and order dated 19-12-2012 in LPA No. 2355/2011 19-12-2012 in LPA No. 2361/2011 19-12-2012 in LPA No. 2362/2011 19-12-2012 in LPA No. 2364/2011 19-12-2012 in LPA No. 2365/2011 passed by the High Court Of Punjab & Haryana At Chandigarh)

RAKESH KUMAR & ORS. ETC. ETC.

Petitioner(s)

VERSUS

STATE OF PUNJAB & ORS. ETC. ETC.

Respondent(s)

WITH

SLP(C) No. 16422/2013 (IV-B)

(IA No. 112567/2017 - DELETING THE NAME OF PETITIONER/RESPONDENT)

Date : 05-02-2024 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE PAMIDIGHANTAM SRI NARASIMHA

HON'BLE MR. JUSTICE ARAVIND KUMAR

For Petitioner(s) Mr. Sumit Sharma, Adv.  
Mr. Rajeev Singh, AOR

Mr. P.S. Patwalia, Sr. Adv.  
Mr. Ashok K. Mahajan, AOR

For Respondent(s) Mr. Dinesh Verma, Adv.  
Mr. Rajat Sharma, Adv.  
Mr. Subhasish Bhowmick, AOR

Mr. Shadan Farasat, A.A.G.  
Ms. Rooh-e-hina Dua, AOR  
Ms. Natasha Maheshwari, Adv.  
Mr. Natasha Maheshwari, Adv.  
Mr. Harshit Anand, Adv.  
Mr. Harshit Khanduja, Adv.  
Mr. Umang Mehta, Adv.  
Mr. Mohd. Salam, Adv.

Mr. Aditya Nayyar, Adv.

Mr. Shrimay Mishra, Adv.  
Mr. Saurabh Mishra, AOR

UPON hearing the counsel the Court made the following  
O R D E R

Leave granted.

The appeals are allowed in terms of signed order.

Pending application(s), if any, shall stand(s) disposed  
of.

(NEETA SAPRA)  
COURT MASTER (SH)

(NIDHI WASON)  
COURT MASTER (NSH)

(Signed order is placed on the file)