

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CWP-8320 of 2015

Date of decision : 30.04.2015

Ashok Kumar and ors.

...Petitioners

V/S

State of Haryana and ors.

...Respondents

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present:- Mr. Rajbir Sehrawat, Advocate for the petitioners.

JITENDRA CHAUHAN, J. (Oral)

This writ petition has been filed under Articles 226 and 227 of the Constitution of India for quashing the letter/order dated 21.11.2014 and for issuance of direction to the respondents to grant the benefit of the past service rendered by them in the aided school for all the purposes of pay protection, grant of ACP pay scales and retirement benefits etc. except seniority and accordingly to fix the pay and salary of the petitioners and to pay to the petitioners the salary with all the consequential benefits and arrears of salary arising therefrom with market rate interest thereon; and for quashing all and any condition prohibiting these benefits as contained in the taking over letter dated 30.12.2010 (Annexure P-1) and the appointment letter dated 27.05.2011 (Annexure P-2) and any other such appointment letter issued regarding any one of the petitioners.

Learned counsel for the petitioners contends that the case of the petitioners is squarely covered by ratio of law laid down in CWP No.11390 of 1993 titled as Mrs. Urmil Devgun and ors. Vs. State of Haryana and ors. decided on 19.01.2010 (Annexure P-8).

In these circumstances, this petition is disposed of with a direction to the respondents to consider the claim of the petitioners in the light of judgment passed at Annexure P-8, by passing a speaking and well reasoned order, within four months from the receipt of certified copy of this order.

30.04.2015

ashok

**(JITENDRA CHAUHAN)
JUDGE**