

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

LPA No.1130 of 2013

Date of Decision:-14.07.2015

State of Punjab and another

.....Appellants

Versus

Dharam Pal Verma and others

.....Respondents

CORAM :- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL.
HON'BLE MR. JUSTICE HARINDER SINGH SIDHU.

Present:- Mr. Vikas Chatrath, Advocate
for the appellants.

Mr. B.S. Chahal,DAG Punjab.

SATISH KUMAR MITTAL, J.(Oral)

State of Punjab and others have filed the instant Letters Patent Appeal under Clause-X of the Letters Patent against the order dated 23.4.2012, which reads as under:

"The petitioners seek a Mandamus directing the respondents to grant them the pay scale of Rs.1640-2925 and so on with all consequential benefits as granted to Hindi/Punjabi/Urdu Teachers.

Having heard learned counsel for the parties and going through the record, I find that the issue involved in this writ petition stands answered by this Court in order dated 15.12.2010 (Pardeep Kumar Bhandari and others Versus State of Punjab and others, CWP No.9126 of 2010).

Let the claim of the petitioners be also considered within the time stipulated in para No.4 of the said order.

Disposed of. Dasti."

As per the aforesaid order, the State of Punjab was directed to consider the claim of the petitioners-respondents in view of Para-4 of the said order.

Learned counsel for the appellants states that the decision in Pardeep Kumar Bhandari and others Versus State of Punjab and another, was based upon the decision of this Court in CWP No.16380 of 1989, (Balbir Singh and others Versus State of Punjab and others) and according to learned counsel, the said decision was set aside in appeal.

Be that as it may, vide impugned order the appellants were directed to consider the claim of the petitioners-respondents. It will be open for the appellants to consider the claim in the light of the judgment of Pardeep Kumar Bhandari's case (supra), and Balbir Singh's case (supra) and pass a speaking order, after giving opportunity of hearing to the respondents.

If the respondent-employees are not satisfied with the said order, it will be open to them to challenge the said order, in accordance with law.

Disposed of.

(SATISH KUMAR MITTAL)
JUDGE

14.07.2015
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(HARINDER SINGH SIDHU)
JUDGE