

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

LPA No.399 of 2013 (O&M)

Date of Decision: 27.02.2015

State of Punjab and another

.....Appellants.

versus

Paramjit Singh Randhawa and others

....Respondents

CORAM:- HON'BLE MR. S.J. VAZIFDAR, ACTING CHIEF JUSTICE

HON'BLE MRS. JUSTICE RAJ RAHUL GARG

Present: Mr. J.S.Puri, Addl.AG Punjab for the appellants.

Mr. B.S.Guliani, Advocate for the respondents.

S.J. VAZIFDAR, ACTING CHIEF JUSTICE: (Oral)

This is an appeal against the order of learned Single Judge allowing the respondents' petition for parity in pay scale in view of the judgment of learned Single Judge dated 7.5.2009 in a group of writ petitions including CWP No.16380 of 1989 in the case of ***Balbir Singh and others Vs. State of Punjab and others***. The judgment in ***Balbir Singh's case (supra)*** was, however, over-ruled by judgment of Division Bench of this Court dated 14.8.2012 in LPA No.270 of 2012. We are informed that Petition for Special Leave to Appeal against that judgment has been dismissed.

In view of the above facts, the appeal is allowed. As far as question of recoveries is concerned, the appellant is bound by the order and judgment of the Supreme Court dated 13.1.2015 dismissing the petition for Special Leave to Appeal. In other words, any amount that has been paid to the respondents till the date of this order i.e. 27.2.2015, shall not be recovered. However, if any amount has not been paid, the same shall not be payable.

(S.J. VAZIFDAR)

ACTING CHIEF JUSTICE

27.02.2015

Meenu

(RAJ RAHUL GARG)

JUDGE