

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

Date of Decision:-15.09.2016

CWP No.5960 of 1993(O&M)

Gurnam Singh Minhas & Ors.

.....Petitioners.

Versus

The State of Punjab & Ors.

.....Respondents.

AND

CWP No.10900 of 1993(O&M)

Surinder Kumar Arora & Ors.

.....Petitioners.

Versus

State of Punjab & Ors.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mz. Ekta Arora, Advocate for
Mr. Amit Chopra, Advocate for Petitioners
(in CWP No.5960 of 1993).

Mr. Subash Ahuja, Advocate for Petitioners
(in CWP No.10900 of 1993).

Mz. Puneet Kaur Sekhon, Addl. Advocate General, Punjab.

JASWANT SINGH, J (ORAL)

This common order shall dispose of both the aforesaid petitions
as they involve similar facts and identical issues.

There are 35 petitioners in CWP No.10900 of 1993 and 28 petitioners in other petition, whose services as JBT teachers/Masters/Mistresses/Lecturers with the Education department were regularized in the year 1979 in terms of then existing regularization policy. The claim in the present writ petitions is for quashing of the impugned orders whereby their claim for grant of one premature increment for non participation in the general strike of all the employees on 8.2.1978 within the State of Punjab, was declined on the ground that they were not employed on regular basis but were either on Adhoc basis, Contract basis or daily wage basis at the time of strike on 8.2.1978. The interpretation of the instructions by the department was that the incentive of the premature increment was limited to employees working on regular basis.

At the time of hearing, learned Counsel for the petitioners have very fairly and graciously conceded that the issue stands decided against them vide a judgment rendered by a Full Bench of this Court reported as **1998(3) RSJ 350 Saroj Kumari & Ors. Vs. The State of Punjab & Ors.** wherein the same instructions were interpreted and held to be applicable only to regular employees.

In view of the aforesaid, both the present petitions stands dismissed for the reasons adopted by the Full Bench of this court.

(JASWANT SINGH)
JUDGE

September 15, 2016
Vinay

<i>Whether speaking/reasoned</i>	<i>Yes / No</i>
<i>Whether Reportable</i>	<i>Yes / No</i>