

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

Date of decision: 18.05.2016

CWP No.19970 of 2011

Gurjit Singh & others

...Petitioners

Vs.

The State of Punjab & another

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: For the petitioners:

Mr. R.K.Arora, Advocate;

Mr. Kapil Kakkar, Advocate;

Ms. Shailja Sharma, Advocate, for
Ms. Sonia G. Singh, Advocate;

Mr. Sunny Singla, Advocate;

Mr. Sanjiv Pandit, Advocate;

For the respondents-State:

Mr. Inqulab Nagpal, AAG, Punjab.

1. *To be referred to the Reporters or not?*
2. *Whether the judgment should be reported in the Digest?*

RAJIV NARAIN RAINA, J. (ORAL)

This order will dispose of abovementioned writ petition as well as other connected writ petitions* tabulated at the foot of the order, as common questions of law and fact are involved in them, which can conveniently be decided by a common order.

The dispute has attained finality with the dismissal of SLP (Civil) No.39188 of 2012 titled 'Charanjit Singh & others Vs. State of Punjab & others' by the Supreme Court on 13.01.2015. Relief to the extent

indicated in the order has been granted. The order of the Supreme Court reads as follows:

“Heard Mr. M.L.Verma, learned senior counsel along with Mr. Amit Pawan, learned counsel for the petitioners and Mr. Nikhil Nayyar, learned Addl. Advocate General for the State.

Having heard learned counsel for the parties at length, we are not inclined to interfere with the order passed by the High Court and, accordingly, the same stands affirmed. Be it stated, in course of hearing, Mr. Nayyar has invited our attention to the judgment dated August 30, 2010 passed by the Division Bench of the High Court of Punjab & Haryana at Chandigarh in CWP No.14634 of 2009 titled as Beant Singh & Ors. Vs. State of Punjab & Ors. And other connected matters wherein the constitutional validity of the Punjab Pay Scale of Teachers Act, 2004 was called in question and the High Court has treated it to be intra vires. We have not adverted to the validity/correctness/soundness of the said judgment as that is not the subject matter of the present special leave petitions. We may hasten to add that when we say that we have not dealt with the validity/correctness/soundness of the judgment passed by the High Court while dealing with the constitutional validity, it only means that this Court has not addressed to the said lis, that is, the constitutional validity of the Act.

We may, however, add that any amount that has been paid to the respondents till today shall not be recovered. We have said so by way of abundant caution, as a submission has been canvassed by the learned counsel for the petitioners that the State Government has been paying the amount during the pendency of the special leave petition. Be that as it may, we have only said that there will be no recovery and that does not

remotely suggest that the State Government would pay the amount, if not paid.

The special leave petitions are accordingly dismissed.”

Consequently, all the writ petitions are disposed of in terms of the decision of the Supreme Court in *Charanjit Singh's case*, as there is nothing further left to be decided.

18.05.2016

Vimal

**[RAJIV NARAIN RAINA]
JUDGE**

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Sr.No.	Case No.	Parties Name
1.	CWP No.20021 of 2011	Jasvir Singh & others Vs. State of Punjab & others
2.	CWP No.20216 of 2011	Tara Singh & others Vs. State of Punjab & others
3.	CWP No.20649 of 2011	Amarjeet Kaur & others Vs. State of Punjab & another
4.	CWP No.20956 of 2011	Gurlal Singh & others Vs. State of Punjab & another
5.	CWP No.21092 of 2011	Ajmer Singh & others Vs. State of Punjab & another
6.	CWP No.21346 of 2011	Gurdip Kaur & others Vs. State of Punjab & others
7.	CWP No.21350 of 2011	Manoj Kumar & others Vs. State of Punjab & others
8.	CWP No.21459 of 2011	Kanchan & others Vs. State of Punjab & another
9.	CWP No.21642 of 2011	Ajaib Singh & others Vs. State of Punjab & another
10.	CWP No.21827 of 2011	Gurcharan Singh & others Vs. State of Punjab & another
11.	CWP No.21894 of 2011	Kulwinder Jit & others Vs. State of Punjab & another
12.	CWP No.21990 of 2011	Niranjan Lal & others Vs. State of Punjab & others
13.	CWP No.22132 of 2011	Suman & others Vs. State of Punjab & another
14.	CWP No.22340 of 2011	Gunwant Kaur & others Vs. State of Punjab & another
15.	CWP No.22357 of 2011	Harbhinder Singh & others Vs. State of Punjab & another
16.	CWP No.22608 of 2011	Gurtej Singh & others Vs. State of Punjab & another
17.	CWP No.22609 of 2011	Harjit Kaur & others Vs. State of Punjab & another

18.	CWP No.22761 of 2011	Raj Kumar & others Vs. State of Punjab & another
19.	CWP No.22791 of 2011	Parmjit Kaur & others Vs. State of Punjab & another
20.	CWP No.23097 of 2011	Lachhman Singh & others Vs. State of Punjab & another
21.	CWP No.23174 of 2011	Rajesh Kumar Arora & others Vs. State of Punjab & another
22.	CWP No.23370 of 2011	Sukhwinder Kaur & others Vs. State of Punjab & another
23.	CWP No.23423 of 2011	Sardul Singh & others Vs. State of Punjab & another
24.	CWP No.358 of 2012	Sham Lal Gupta & others Vs. State of Punjab & others
25.	CWP No.382 of 2012	Ajay Pal Singh & others Vs. State of Punjab & another
26.	CWP No.2370 of 2012	Asha Rani & others Vs. State of Punjab & another
27.	CWP No.3039 of 2012	Avtar Singh & others Vs. State of Punjab & another
28.	CWP No.4340 of 2012	Raghbir Singh & others Vs. State of Punjab & another
29.	CWP No.6261 of 2012	Harjit Singh & others Vs. State of Punjab & others
30.	CWP No.6365 of 2012	Ram Kumar Sharma & others Vs. State of Punjab & another
31.	CWP No.7953 of 2012	Iqbal Singh & others Vs. State of Punjab & others
32.	CWP No.8394 of 2012	Bhupindder Singh & others Vs. State of Punjab & another
33.	CWP No.9868 of 2012	Sukhwinder Kaur & others Vs. State of Punjab & another
34.	CWP No.10514 of 2012	Amrik Singh & others Vs. State of Punjab & others
35.	CWP No.11131 of 2012	Ram Nath Mittal & others Vs. State of Punjab & another
36.	CWP No.14533 of 2012	Sangram Singh & others Vs. State of Punjab & another
37.	CWP No.20920 of 2012	Gurmit Singh & others Vs. State of Punjab & another
38.	CWP No.21523 of 2012	Ajmer Singh & others Vs. State of Punjab & another
39.	CWP No.23415 of 2012	Veena Gupta & others Vs. State of Punjab & another
40.	CWP No.27038 of 2013	Hardip Singh & others Vs. State of Punjab & another

[RAJIV NARAIN RAINA]
JUDGE