

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

**CWP No.19470 of 2012
Decided on : 18.03.2016**

Nirmal Singh & others

... Petitioners

Versus

State of Punjab & others

... Respondents

CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA

Present : Mr.V.S.Mahal, Advocate, for
Mr.P.K.Mutneja, Advocate, for the petitioners.

Mr.Avinit Avasthi, AAG, Punjab.

G.S. Sandhawal, J. (Oral)

Petitioners challenge the order dated 04.07.2012 (Annexure P16) and seek the benefit of regularization of their services, on the ground that they were working on daily-wage basis/work-charge basis, with the respondents, as per policies and to pay them the minimum of the regular pay scale, as per direction of the Full Bench in **2012 (1) PLR 1 Avtar Singh Vs. State of Punjab, decided on 23.01.2012.**

As per the written statement filed, the benefit is being granted vide order dated 27.09.2012 (Annexure R1). The plea taken is that an amended order has been passed and every aspect has been dealt with. Relevant part of the order would go on to show that except petitioner No.2-Bhagwant Singh, who has not completed the requisite 10 years of service, the rest of the 17 petitioners have been given approval for regularization against 409 posts of Baildars with the minimum basic pay of Rs.6950 and appropriate steps would be taken for the regularization of the services of the petitioners. Regarding the matter of minimum of pay scales with allowances, the same has been held not permissible, as per the judgment in Avtar Singh's case (supra).

Resultantly the present writ petition has been rendered infructuous and the same is disposed of, as such. However, liberty is granted to petitioner No.2 to resort to his remedies, in accordance with law.

MARCH 18, 2016
sailesh

(G.S. SANDHAWALIA)
JUDGE