

CWP No. 14166 of 2014

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

**CWP No. 14166 of 2014
Date of Decision : 25.10.2016**

All Haryana Attorneys Welfare Association (Regd.) Haryana

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Ravinder Malik (Ravi), Advocate for the petitioner.

Mr. Ravi Pratap Singh, AAG, Haryana.

Anupinder Singh Grewal, J.(Oral)

The petitioner-Association is seeking direction to the respondents to remove the anomaly in the pay scales prescribed for the post of Attorneys/Public Prosecutors.

Learned counsel for the petitioner-Association has contended that the case of the petitioner has been rejected by the Principal Secretary to Government, Haryana (Finance Department), vide order dated 14.05.2015 although the same was to be considered by the Pay Anomaly and Grievances Redressal Committee. Learned counsel for the petitioner has also contended that the case of the petitioner-Association deserves to be referred to a Committee for its consideration as was done in the case of their

counterparts working in the State of Punjab. He has drawn my attention to order dated 05.03.2012 passed in CWP No. 4112 of 2012, titled ***Punjab District Attorneys Associations Vs. State of Punjab and others***, whereby a co-ordinate Bench of this Court had referred the matter pertaining to the pay scales of the petitioner-Association therein to a Committee comprising Principal Secretaries of Finance and Home Affairs, Director Prosecution Litigation and the Advocate General.

A perusal of the order dated 14.05.2015 reveals that although the petitioner-Association have not been found entitled to the upgraded and revised pay scales as demanded by them, yet it has been observed in the order that the petitioner-Association may make a representation to the Pay Anomaly Commission, which had been constituted, vide Notification dated 11.09.2014. Indisputably, the Pay Anomaly Commission, which was constituted vide Notification dated 11.09.2014, has submitted its report on completion of its term.

In the facts and circumstances of the present case, I am of the considered view that it would be in the interest of justice, if the case of the petitioner-Association is considered by a High Powered Committee as the Pay Anomaly Commission is not in existence at present. Therefore, I dispose of this petition with a direction to the respondents to constitute a Committee headed by the Chief Secretary, which shall also comprise the Principal Secretaries, Departments of Home and Finance as well as Director Prosecution as its members, to examine the case of the petitioner-Association and decide the same, in accordance with law, within a period of

six months from the date of receipt of certified copy of this order.

The petition stands disposed of accordingly.

October 25, 2016.

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(ANUPINDER SINGH GREWAL)
JUDGE

Whether speaking/reasoned? Yes

Whether reportable? Yes/No