

**Sr. No. 116
IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CWP No.18457 of 2016 (O&M)

Date of Decision: 06.09.2016

Rajesh Kumar and others

... Petitioners

Versus

The State of Haryana and others

... Respondents

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. Namit Kumar, Advocate,
for the petitioners.

TEJINDER SINGH DHINDSA, J. (ORAL)

The petitioners are stated to be working as Class-IV employees i.e. Sweepers/Water Carriers/Cooks/Washermen/Painters as contingent part time employees under the Railway Police, State of Haryana.

The grievance raised in the instant petition is that they are being paid wages at DC rates for 04 hours only whereas they are actually working for 10 to 12 hours in a day.

Counsel submits that the petitioners are working since the year 2009 and their claim for wages at a higher level would be covered as per notifications appended along with the petition at Annexures P-2 to P-5.

Reliance is also placed upon a judgment dated 19.05.2011 passed by this Court in ***CWP No.1133 of 2010 (Ram Harsh and others Vs. State of Haryana and others) at Annexure P-1*** and which as per counsel was filed by employees who were identically situated and their claim was allowed in the light of relevant notifications. Further contended that identical relief has also granted by this Court in ***CWP No.12745 of 2015 titled as Rakesh Kumar and others Vs. The State of Haryana and others***

decided on 29.01.2016 at Annexure P-8.

Keeping in view the submissions advanced by learned counsel and without making any observation on merits, I deem it appropriate to dispose of the petition by directing respondent No.3 to consider the claim of the petitioners strictly in accordance with law and in the light of judgments relied upon at Annexures P-1 and P-8 and to take final decision on their representation dated 10.03.2016 (Annexure P-10) by passing a well reasoned speaking order within a period of four months from the date of receipt of a certified copy of this order.

Disposed of.

06.09.2016

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No