

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

**CWP No.891 of 2016
Date of Decision: 14.01.2016**

ANIL SAINI AND OTHERS

..... Petitioners

Versus

STATE OF HARYANA AND OTHERS

..... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Jitender Nara, Advocate
for the petitioners.

DEEPAK SIBAL J. (ORAL)

Notice of motion.

Mr. Harish Rathee, Senior DAG, Haryana, who is present in Court, on the asking of the Court accepts notice on behalf of the respondents.

Learned counsel for the petitioners has handed over two copies of the writ petition to learned counsel for the State of Haryana in the Court.

After hearing learned counsel for the parties, I feel that the writ petition can be disposed of at this stage.

The petitioners No.1 to 8 are working in Shaheed Udham Singh Govt. College, Matak Majri (Indri) and petitioners No.9 and 10 at Pt. Chiranji Lal Govt. P.G. College, Sector-14, Karnal in the State of Haryana as Assistant Professors. They have been assigned election duties as Presiding Officers during the Panchayati Raj Elections to be held in the State of Haryana on 17.01.2016 and 24.01.2016. They have no objection to the performance of their duties assigned. However, their grievance is that

persons, who are drawing lesser pay than the petitioners or are lower in hierarchy, have been assigned duties which are higher in hierarchy as per the election manual. The hierarchy has been so given in para No.6 of the petition. The same is extracted below:-

- “1. Returning Officers
2. Sector Magistrate/Duty Magistrate;
3. Supervisor;
4. Micro Observer;
5. Presiding Officer;
6. Alternate Presiding Officers;
7. Polling Officers.”

It is stated that persons drawing less pay and lower in hierarchy than the petitioners have been assigned duties of Supervisors, ignoring their claim. A representation dated 11.01.2016 (Annexure P-10) has been made by the petitioners to respondent No.3, but the same remains undecided.

Today, since the elections are scheduled for 17.01.2016, counsel for the petitioners does not press the present petition qua the election process on that date. However, he presses the petition with regard to the election duties assigned to the petitioners for 24.01.2016.

In the aforesaid facts, the present petition is disposed of stage with a direction to respondent No.3 to sort out the grievances raised by the petitioners in their representation dated 11.01.2016 (Annexure P-10) within a period of two days from the date of receipt of a certified copy of the order.

Disposed of accordingly.

(DEEPAK SIBAL)
JUDGE

14.01.2016
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