

Sr. No.120

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CWP No.24494 of 2017 (O&M)

Date of Decision:30.10.2017

Ranjit Kaur and others

... Petitioners

Versus

State of Punjab and others

... Respondents

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

Present:- Mr. Om Pal Sharma, Advocate,
for the petitioners.

TEJINDER SINGH DHINDSA, J.(ORAL)

Petitioners who are 29 in number are stated to be serving as Assistant Librarians under the Punjab State Education Department. It has been averred in the petition that the Department of Education issued advertisement dated 23.09.2009 inviting applications from eligible candidates for filling up different posts of teaching and non-teaching cadre on contractual basis on a consolidated pay.

In the advertisement itself, there was a stipulation that candidates who are so appointed would be considered for regularization after 3 and ½ years in case the work and conduct is found to be satisfactory. It is in pursuance to such advertisement that the petitioners were appointed as Assistant Librarians in the year 2011 on contractual basis. Subsequently, services of the petitioners were regularized in the year 2014.

The short grievance raised in the petition is that the petitioners are getting pay in the pay band of Rs.5910-20200/- plus 2400 grade pay whereas other Assistant Librarians working in the same department are

getting a higher grade pay i.e. Rs.3000/-.

Placed on record at Annexure P-3 is a legal notice dated 08.09.2017 wherein even instances of one Sandeep Singh DIP, Assistant Librarian and Gurnam Singh, Assistant Librarian were furnished and who were being granted a higher grade pay of Rs.3000/-.

Mr. Om Pal Sharma, learned counsel has during the course of hearing produced a copy of letter dated 06.10.2017 (in vernacular) and which has been received by him in response to the legal notice. Copy of the same is taken on record as Mark 'A'.

The contents of Mark 'A' would in itself demonstrate that the claim of the petitioners is under consideration.

Under such circumstances, this Court would refrain from going into the prayer of the petitioners for grant of grade pay of Rs.3000/- at this stage.

Writ petition is disposed of as pre-mature.

It is clarified that it would be open for the petitioners to approach this Court afresh in the eventuality of any order that may be passed and which may be construed as detrimental to the interest of the petitioners.

It is further observed that this Court has not examined the claim of the petitioners on merits.

Disposed of.

30.10.2017

vandana

(TEJINDER SINGH DHINDSA)
JUDGE

Whether speaking/reasoned

Yes

Whether Reportable

No