

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP No.26535 of 2017(O&M)
Date of Decision: 21.11.2017

Ajay Kumar & others

--Petitioners

Versus

State of Punjab and others

--Respondents

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

Present:- Mr. J.S. Maanipur, Advocate for the petitioners.

TEJINDER SINGH DHINDSA.J

As per pleadings on record the petitioners herein were engaged as Peons and Chowkidars-cum-Cooks under Zila Parishad, Bathinda on different dates in the years 2009/2010. Counsel submits that the initial engagement of the petitioners was in pursuance to a transparent and regular selection process. It is contended that inspite of the petitioners performing identical duties as being discharged by the regular counterparts, they are being paid wages at D.C rates. Accordingly, prayer in the petition is to grant to them the minimum pay scale admissible to the post in question. The second claim raised in the petition is for consideration of regularization in service under the Punjab Ad hoc, Contractual, Temporary, Work Charged and Outsourced Employees Welfare Act, 2016. In this regard counsel contends that each one of the petitioners would fulfill the eligibility conditions enumerated in the Act itself and as such, are vested with a right to be considered for regularization.

Counsel submits that he would be satisfied, if, at this stage, directions were to be issued to the respondent authorities to take a final decision on a legal notice that has already been served.

I find the prayer made by counsel to be just and reasonable.

Accordingly, without going into the merits of the case and without even ascertaining the correctness of the averments made in the petition, I deem it appropriate to dispose of the present writ petition with a direction to respondents no.2 and 3 to consider the claim of the petitioners and to take a final decision on the legal notice dated 22.8.2017 (Annexure P-11) expeditiously and in any case within a period of three months from the date of receipt of a certified copy of this order.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

21.11.2017

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Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No