

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP No.27357 of 2017(O&M)

Date of Decision: 01.12.2017

Rajesh Kumar & others

--Petitioners

Versus

State of Punjab and others

--Respondents

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

Present:- Mr. Harinder Sharma, Advocate for the petitioners.

TEJINDER SINGH DHINDSA.J (Oral)

Petitioners herein are stated to be working as Legal Assistants under the Sarv Shiksha Abhiyan Authority, State of Punjab.

Counsel adverts to memo dated 8.5.2014 (Annexure P-2) issued by the Principal Secretary (S.E.), Punjab and whereby the Legal Assistants under the Sarv Shiksha Abhiyan Authority were granted minimum of the regular pay scale plus Dearness Allowance as admissible to the regular counterparts serving in the State of Punjab.

The instant writ petition has been filed raising a claim that the pay scale of regular Legal Assistants under the State of Punjab has thereafter been revised and accordingly on the strength of memo dated 8.5.2014 (Annexure P-2) the present petitioners serving under the Sarv Shiksha Abhiyan Authority are also entitled to the minimum of such revised scale.

The requisite document/order/notification issued by the competent authority under the Finance Department, State of Punjab reflecting a higher pay scale having been granted to Legal Assistants working on a regular basis under the State of Punjab, is not on record.

Under such circumstances, prayer raised in the present petition cannot be examined.

Confronted with such a situation, counsel prays for withdrawal of the instant petition with liberty to file a petition afresh with better particulars and by appending documents which would substantiate the claim that has been raised.

Prayer is allowed.

Dismissed as withdrawn with the liberty, as prayed for.

(TEJINDER SINGH DHINDSA)
JUDGE

01.12.2017

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