

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CWP No.9487 of 2016 (O&M)

Date of decision : 26.09.2017

Mohinder Singh Sethi and others

.....Petitioners

Versus

State of Punjab and others

...Respondents

CORAM : HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present : Mr. R.L. Sharma, Advocate for the petitioners.

Mr. Navdeep Chhabra, DAG, Punjab.

Mr. Ajaivir Singh, Advocate for respondent No.3.

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DAYA CHAUDHARY, J. (Oral)

CM No.13185-CWP of 2017

This application has been moved for deletion of names of Manjeet Singh, Dr. Rajinder Kumar and Dr. Gurinder Jit Singh Kaler from the array of the petitioners.

Notice in the application.

The application is allowed and names of Manjeet Singh, Dr. Rajinder Kumar and Dr. Gurinder Jit Singh Kaler are deleted from the array of the petitioners.

CM No.13186-CWP of 2017

This application has been filed for disposal of the main writ

petition on the basis of decision rendered by this Court in CWP No.4685 of 1996 titled as Ram Singh and others Vs. State of Punjab and others decided on 06.01.2012.

Notice in the application.

Learned counsel for the respondent-University submits that the claims of the petitioners have been sanctioned, whereas learned counsel for the respondent-State submits that even as per the decision rendered in aforesaid case, the financial burden is to be borne by the respondent-University and not by the State.

Learned State counsel also submits that the petitioners are not entitled for the benefits for the period during which they did not work as Assistant Registrar.

Learned counsel for the respondent-University has brought to the notice of this Court that under similar circumstances, CWP No.10206 of 2013 titled as Gurnam Singh and others Vs. State of Punjab and others was disposed of in terms of Ram Singh's case (supra) but with a liberty that the petitioners would be entitled to the arrears only for 38 months prior to filing of the writ petition. The petitioners in the present petition are also held entitled for the benefit of arrears for a period of 38 months only prior to filing of the present writ petition.

Learned counsel for the petitioner accepts the submissions made by learned counsel for the respondent-University.

The main case is taken up today for hearing.

The application stands disposed of accordingly.

CWP No.9487 of 2016

The writ petition is disposed of in terms of Ram Singh's case (supra) as well as Gurnam Singh's case (supra).

Accordingly, it is held that petitioners will be entitled to the arrears of 38 months prior to filing of the writ petition.

26.09.2017

sunil yadav

**(DAYA CHAUDHARY)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No