

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

LPA No.396 of 2017

Date of Decision :25.10.2017

The Managing Committee and another

....Appellants

Versus

Gita Rani and others

....Respondents

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER
HON'BLE MR.JUSTICE RAJ SHEKHAR ATTRI

....

Present: Mr.Naresh Prabhakar, Advocate
for the appellants.

....

MAHESH GROVER, J. (Oral)

This appeal is directed against the judgment of the
learned Single Judge dated 10.11.2016.

The respondent No.1 was engaged as a Lecturer in
History with the appellants with effect from October 1976 from
where she retired on 31.12.2011 on attaining the age of
superannuation. She approached the writ court that she was
entitled to revised pay scale with effect from 01.01.2006 as also
the consequential retiral benefits along with interest. The
appellants refuted her claim on the premise that respondent No.1
did not adhere to the work schedule of 40 hours a week and this
is precisely the argument that has been raised before us with
reference to a circular by the UGC where in Appendix-I number

of teaching days and the schedule required to be put in by every lecturer is prescribed.

We do not find that this is linked to the pay structure at all. It only prescribes the number of working days and hours that a Lecturer is required to put in with an avowed objective of improving education in the institutions of higher learning. By no stretch of imagination can it be said that it is linked to the pay structure admissible to a regular employee. It is not in dispute that the respondent No.1 worked as Lecturer on regular basis for the entire period of service till she retired in 2011. A natural corollary to it would dictate that a regular employee is entitled to revised pay structure as well, that cannot be curtailed on the illogical stand offered by the appellants. We find the appeal to be frivolous and dismiss the same.

(MAHESH GROVER)

JUDGE

25.10.2017

dss

(RAJ SHEKHAR ATTRI)

JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No