

(1) CWP-15781-2012 (O&M)
Date of Decision: 22.10.2018.

Mohinder Singh and others
... Petitioners

Versus

State of Punjab and others
... Respondents

(2) **CWP-20798-2012 (O&M)**
Sucha Singh and others ... Petitioners
Versus
State of Punjab and others ... Respondents

CORAM : Hon'ble Mr. Justice Jitendra Chauhan

Present : Mr. J.S. Maanipur, Advocate,
for the petitioner(s) in both petitions.

Mr. Vikas Mohan Gupta, Addl. A.G., Punjab.

JITENDRA CHAUHAN.J.(ORAL)

This judgment shall dispose of afore-mentioned two civil writ petitions as common questions of law and facts are involved therein.

The facts are being taken from CWP-15781-2012.

The petitioners have sought issuance of a writ in the nature of mandamus directing the respondents to grant benefit of grade pay with effect from 01.01.2006 with all consequential benefits.

The petitioners are retirees from the respondent-department. Initially, they were inducted as Conductors. There was an anomaly with regard to their grade pay. The matter was referred to the Anomaly Committee and the said Committee vide letter No. 5/10/9-

5FP1/1174 dated 21.12.2011 (Annexure P-3) removed the anomaly and new grade pay was recommended and given to the petitioners. However, the notification in question has been made applicable with effect from 21.12.2011 and not 01.01.2006.

On 28.08.2017, the learned counsel for the petitioners had made a statement that the case of the petitioners is squarely covered by the ratio of law laid down by this Court in **State of Punjab and others vs. A.P. Sharma and others 2017(1) S.C.T. 322.**

Though, the assertion of the learned counsel for the petitioners has been controverted in the written statement however, the learned State counsel states that now judgment in **A.P. Sharma's case (supra)** has come subsequently after the filing of the written statement and the position is clear that the case of the petitioners is covered by the ratio of law laid down in **AP Sharma's case (supra)**.

In view of above, the present petitions are allowed in terms of **A.P. Sharma's case (supra)**.

A photocopy of this order be placed in the file of other connected case(s).

22.10.2018.
SN

(JITENDRA CHAUHAN)
JUDGE

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