

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

CWP No.10545 of 2018
Date of decision: 30.04.2018

Kailash Wati and others

... Petitioners

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Jawahar Lal Goyal, Advocate for the petitioners.

ARUN PALLI, J. (Oral)

The petitioners belong to General and Backward Class Categories, and were appointed as JBT Teachers on 01.11.1986 & 01.01.1991, respectively. One Ram Lal, who belonged to SC Category, was appointed as JBT Teacher on 01.03.1988, and was promoted to the post of Head Teacher on 12.06.1997, and his pay was fixed @ Rs.5500/-. Whereas, the petitioners were promoted to the post of Head Teachers after 12.06.1997. The limited grievance that the petitioners have is; that although they were drawing higher pay than Ram Lal as on 01.03.1997, and were admittedly senior. And in terms of the Government instructions dated 05.03.2009, and clarification issued by the General Administration Department dated 23.11.2009, pay of a senior employee in the General category was required to be stepped up and brought at par with his junior counterparts in the reserved category. Thus, all what they pray for is; that their pay be revised notionally and be brought at par with Ram Lal w.e.f. 12.06.1997, and actually with effect from their date of promotion to the post of Head Teacher. They purport to have repeatedly represented to the respondents in

this regard. But to no avail. Even, the legal notice dated 16.10.2017 (Annexure P3), the respondents have been served with, has failed to evoke any response.

That being so, the petition is disposed of, at this stage, only with a direction to the respondents to consider and decide the claim/grievance of the petitioners, as also the legal notice dated 16.10.2017 (Annexure P3), within a period of 3 months from the receipt of certified copy of this order. And pass appropriate orders in accordance with law. Needless to assert, in the event the claim of the petitioners is declined, the respondent-authorities shall pass a comprehensive order assigning reasons in support thereof.

(Arun Palli)
Judge

30.04.2018
Rajan

Whether speaking / reasoned:	YES
Whether Reportable:	NO