

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

107+215

CWP-27199-2015 (O&M)

Date of Decision: May 17, 2018

Satish Kumar and others

.....Petitioners.

versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE SUDHIR MITTAL

Present: Mr. R.K. Malik, Advocate with
Mr. Sunil Hooda, Advocate
for the petitioners.

Mr. Rajesh Gaur, Addl. A.G., Haryana.

Sudhir Mittal, J. (Oral)

CM-7230-2018

Application is allowed as prayed for and short replication in reply to written statement filed by respondents No.1 to 3, is taken on record.

CWP-27199-2015

Affidavit of Dr. P.S. Ghalaut, Director, BPS Government Medical College for Women Khanpur Kalan, Sonapat, has been filed in Court and the same is taken on record

The petitioners seek quashing of order dated 28.09.2015 (Annexure P-7), whereby they have been denied the regular pay scale.

The petitioners are working on various posts in BPS Government Medical College for Women, Khanpur Kalan, Sonapat. The said college is a Government institution and therefore, the posts therein are approved by the

Director, Medical Education, Haryana. They have been appointed on contractual basis against regular posts after due advertisement and after regular selection process was followed. They claim the minimum of the regular pay scale being paid to regular employees for the same work on the basis of judgment of Supreme Court of India in case of *State of Punjab Vs. Jagjit Singh 2016(4)S.C.T.641.*

I have heard learned counsel for the parties. It is apparent that the case of the petitioners, is squarely covered by the judgment of Jagjit Singh's case (Supra). The petitioners are entitled to the same benefit of minimum pay scale as being paid to the regular employees.

In view of the above, the writ petition is allowed in the same terms. The petitioners are entitled to be granted the minimum of the pay scale of the post to which they have been appointed. However, their arrears of pay are restricted to three years and two months, prior to the date of decision of this writ petition.

May 17, 2018
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[SUDHIR MITTAL]
JUDGE

Whether speaking/reasoned :	Yes
Whether Reportable :	No