

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH****Date of decision: 18.01.2018****CWP No.27882 of 2017 (O&M)**

Raj Kumar & others

...Petitioners

Vs.

State of Haryana & others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr. Jaspal Singh Maanipur, Advocate, for the petitioners.

RAJIV NARAIN RAINA, J. (ORAL)

1. The legal notice served by the petitioners on the Department has evoked no response in the shape of an order in writing, though a reply to the same was sent by the Executive Engineer concerned, which writing does not qualify as an order of the Government.

2. The claim of the petitioners is based on performing equal work to bring them arrears of difference of salary of the lower post of Pump Attendant and that of Water Pump Operator. The prayer is made in the light of the decision of the Supreme Court in Mrs. P. Grover Vs. The State of Haryana and another, AIR 1983 SC 1060: 1983 (3) SCR 654 and other case law, on the settled position, texts of which judgments have been appended with the petition.

3. Since the Government in the quarters concerned has not addressed itself to this issue in the light of the judgments of the Supreme Court and this Court, a direction is issued to the competent authority amongst the respondents to consider the claim of the petitioners for payment of arrears of difference of pay and if the case is found justified, then to

disburse the due amounts to the rightful owners. In case, the order proposed is adverse to the interest of the petitioners, then there would be necessity of hearing them and passing a reasoned order. Let a decision be taken within two months from the date of receipt of certified copy of this order.

4. With these observations and directions, the petition stands disposed of.

18.01.2018
Vimal

[RAJIV NARAIN RAINA]
JUDGE

Whether speaking/reasoned:	Yes
Whether Reportable:	No