

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

LPA No. 1526 of 2017 (O&M)

Date of decision: 26.4.2018

Sarva Shiksha Abhiyan Society and another .. Appellants

vs

Pardeep Singh and others .. Respondents

Coram: **Hon'ble Mr. Justice Rajesh Bindal**
 Hon'ble Mr. Justice B. S. Walia

Present : Mr. Suvir Sehgal, Senior Standing Counsel and
 Mr. Jaivir S. Chandail, Additional Government Pleader
 for the appellants.

Mr. Gurminder Singh, Senior Advocate with
Ms. Harpriya Khaneka, Advocate, for respondent nos. 1 to 7
in LPA No. 1526 of 2017.

Mr. Aman Chaudhary, Advocate, for respondent nos. 1 to 16
in LPA No. 2174 of 2017.

Rajesh Bindal, J.

This order will dispose of two appeals bearing LPA Nos. 1526 and 2174 of 2017, as common questions of law and facts are involved therein. However, the facts have been extracted from LPA No. 1526 of 2017.

Interim order dated 17.5.2017 passed by learned Single Judge has been impugned by filing the present appeals. The grievance of the appellants is that as an interim measure, learned Single Judge has directed that the private respondents be paid monthly salary of ₹ 37,500/- instead of ₹ 18,500/-.

At the time of issuance of notice of motion on 21.8.2017, this Court passed the following order:-

“Contents that the petitioners in the writ petition were working under Scheme which is financed to the tune of 100% by Union of India and thus they will be bound by its dictates which prescribed a salary of Rs. 18,500/-. By virtue of an interim order, the learned Single Judge has virtually allowed the petition to hold writ petitioners entitled to emoluments as per their claim.

Notice of motion for 08.02.2018.

Notice regarding application for condonation of delay as well.

In the meantime, the respondents- writ petitioners be paid in terms of the scheme.”

It was pointed out at the time of hearing that the main matter is listed for arguments before the learned Single Judge tomorrow.

Keeping in view the aforesaid facts, especially when only interim direction has been given, which in any way is subject to final decision in the writ petition, learned counsel for the parties are agreed that the present appeals may be disposed of as they would address final arguments in the pending litigation tomorrow. Ordered accordingly.

It was further pointed out that Civil Miscellaneous and Contempt Petition have been filed alleging non-compliance of the order, which have been adjourned sine-die in view of the pendency of the present appeals.

Learned counsel for the private respondents/ writ petitioners submitted that they will not press that Civil Miscellaneous and Contempt Petition during the pendency of the writ petitions.

In view of the aforesaid development, the present appeals are
disposed of.

(Rajesh Bindal)
Judge

26.4.2018
vs

(B. S. Walia)
Judge

Whether speaking/ reasoned

Yes/No

Whether Reportable

Yes/No