

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

RSA-5703-2017 (O&M)

Date of Decision:09.02.2018

Smt. Dhanpati Devi

... Appellant

Vs.

B.P.S. Mahila Vishwavidyalaya

... Respondent

CORAM : HON'BLE MR. JUSTICE P.B. BAJANTHRI

Present : Mr. Sandeep Singal, Advocate for the appellant.

P.B. BAJANTHRI J. (Oral)

In the instant appeal, appellant has challenged the order of the trial Court as well as appellate court.

Grievance of the appellant is that she was appointed as an Assistant Librarian in the pay scale of Rs.110-160 in the year 1981. While working as such, she has acquired diploma in the Library Science in the year 1983. Her claim is that she is entitled to pay scale attached to the post of Assistant Librarian i.e. Rs.252-400/.

Perusal of the records, it is evident that 1976 Regulation provides the pay scale of Assistant Librarian as Rs.250-400 but as on the date of appointment of the appellant in the year 1981 she has been extended the benefit of pay scale of Rs.110-160. Thus, it is evident that she has been appointed on a lower post than the Assistant Librarian. Therefore, she is not entitled to claim on the post of Assistant Librarian merely on the basis of acquisition of diploma in Library Science in the year 1983. As long as appellant has not entered into the cadre of Assistant Librarian either by direct recruitment or promotion. She is not entitled to pay scale attached to the post of Assistant Librarian with reference to acquisition of higher qualification. There is concurrent finding recorded by both the courts below.

Thus, appellant has not made out a case.

Accordingly, appeal stands dismissed.

09.02.2018

rajeev

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No

(P.B. Bajanthri)
Judge