

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCP No. 1992 of 2019
Date of decision: 27.9.2019

Krishan Kumar and others

.. Petitioners

v.

Rajesh Khullar and another

.. Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Ms. Kiranjeet Kaur, Advocate for
Mr. Ravinder Malik, Advocate for the petitioners.

Mr. Sandeep S. Mann, Senior DAG, Haryana.

...

AVNEESH JHINGAN, J. (Oral)

This order shall dispose of two petitions bearing COCP Nos. 1992 and 1993 of 2019, as the issue involved in both the petitions is identical.

The facts have been taken from COCP No. 1992 of 2019.

The contempt petition has been filed pleading wilful disobedience of the order dated 21.12.2018 passed by this Court in CWP No. 37415 of 2018, whereby the respondents were directed to take a decision on the legal notice dated 5.11.2018 and pass appropriate order within four months from the date of receipt of certified copy of the order.

The respondents had filed reply dated 13.9.2019 annexing order dated 1.5.2019, whereby the claim of the petitioners for grant of 'equal pay

for equal work' has been accepted with immediate effect.

Learned counsel for the petitioners states that though the claim has been accepted but no arrears have been paid.

Learned counsel for the State submits that the phrase “*with immediate effect*” has been used for the purpose that the claim has been accepted with prospective effect.

The stand taken by learned counsel for the State is not evident from the order passed.

In order to resolve the said controversy, let the respondents clarify their stand by passing a reasoned order in accordance with law after providing an opportunity of hearing to the petitioners.

Let the needful be done within six weeks from today. In case the petitioners are found entitled to arrears, the same be released within four weeks thereafter. If aggrieved of order, the petitioner shall be at liberty to avail remedies in accordance with law.

The contempt petitions are disposed of.

(AVNEESH JHINGAN)
JUDGE

27.9.2019
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Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No