

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

**CWP-10769-2017(O&M)
Date of decision : 04.07.2019**

Suman Lata and others

....Petitioners

versus

**BPS Mahila Vishwavidyalaya Khanpur Kalan,
and others**

.....Respondents

CORAM : HON'BLE MR. JUSTICE AMIT RAWAL

Present: Mr.R.K.Malik, Sr.Advocate with
Mr.Sandeep Dhull, Advocate for the petitioners.

Mr.Tribhawan Dahiya, Advocate for the respondents.

AMIT RAWAL, J. (ORAL)

In pursuance to order dated 08.04.2019 Mr.Tribhawan Dahiya has placed on record office order dated 25.01.2019 whereby petitioners have been given necessary relief of continuity in service. The order reads as follows:-

“The Executive Council in its meeting held on 20.11.2018 vide resolution No.6 has approved the following recommendations of the committee to resolve the matter regarding remuneration paid to the Teaching Assistants working in the KGSSS on work load basis w.r.t. CWP NO.10769 of 2017 Suman Lata and others vs BPSMV, Khanpur Kalan(Sonipat).

- i) That the Teaching Assistant may be paid the salary for both the vacations and they may not be relieved from the services during this period
- ii) That all the eligible Teaching assistants may continue till the case is decided or regular appointment is made whichever is earlier as per law till the time their work load exist
- iii) The Teaching Assistants be paid as per the table below at revised rates from the date of approval by the Executive Council i.e. 20.11.2018 for those only who are eligible

Sr. No.	Categories	Revised remuneration per month w.e.f. approval by the Executive Council
1.	Lectures/PGTs	Rs.26,000/p.m.
2.	Masters/TGTs and Language Teachers (Hindi/Punjabi & Sanskrit)	Rs.21,000/-p.m.
3.	JBT Teacher/PRTs & Drawing Teachers	Rs.19,000/-p.m.

- iv) In the case of Teaching Assistants who are not eligible and still continue, their cases will be examined individually and necessary action will be taken to continue or discontinue their services as per University norms.

Learned counsel appearing for the petitioners submits that the order has still not been implemented and the benefits have not been granted. Be that as it may. The petitioners have a separate cause of action in view of the order reproduced above. In the absence of any order in their favour the petitioners cannot continue in service. The petition is rendered infructuous with liberty to assail the order dated 25.01.2019, if aggrieved. Let the benefits reflected in the letter dated 25.01.2019 be given to the petitioners within a reasonable time. In case the said benefits to which the petitioners are found entitled to have not been granted to them within the reasonable time, this Court may not be constrained to impose costs.

Disposed of in the above terms.

(AMIT RAWAL)
JUDGE

04.07.2019
sunita

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No