

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CWP No.11479 of 2017 (O&M)
Date of decision: June 06, 2019

Manjit Singh & others ...Petitioners

Versus

State of Punjab and others ...Respondents

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. P.K. Goklaney, Advocate for the petitioners.
Ms. Ambika Bedi, AAG, Punjab.

Rajan Gupta, J.(oral)

Petitioners have preferred the instant writ petition seeking a direction to respondents to grant them minimum of pay scale alongwith other benefits as is admissible to regular employees.

It has been urged before the court that work and conduct of the petitioners is satisfactory. They are being paid meager salary on lumpsum basis, whereas they are eligible for minimum pay scale as is extended to other employees. Their representations in this regard have gone unheeded so far.

During pendency of the petition, reply by way of affidavit of Ravinder Kumar, Executive Engineer, Water Supply and Sanitation, Division No.2, Ferozepur at Zira has been filed. It has been stated therein that claim of the petitioners has been rejected as they are enlisted contractors only and their duties are not the same as that of regular employees. As and when there is need of construction workers, bids are

invited from the petitioners, who are enlisted as contractors, for deploying manpower. These bids are examined and the lowest bidders is allotted work. Petitioners are not expected to perform any duties akin to that of regular employees. There is, thus, no question of violation of Articles 14 and 16 of the Constitution of India.

This court finds substance in the plea of the State. The case of the petitioners is wholly devoid of merit. Same is hereby dismissed.

(RAJAN GUPTA)
JUDGE

June 06, 2019
'Rajpal'

Whether speaking / reasoned

Yes / No

Whether Reportable:

Yes / No