

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

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**CWP No.12466 of 2017
Date of Decision : 09.05.2019**

KARAN SINGH AND OTHERS.**...PETITIONERS**

V/S

STATE OF HARYANA AND OTHERS.**....RESPONDENTS****CORAM : HON'BLE MR. JUSTICE B.S. WALIA**

Present: Mr. B.K. Bagri, Advocate for the petitioners.

Mrs. Shruti Jain Goyal, DAG, Haryana.

B.S. WALIA, J. (ORAL)

[1] Prayer in the instant petition is for the issuance of a writ in the nature of Mandamus directing the respondents to grant the benefit of selection grade of Rs.7500 – 12000/- w.e.f. 01.01.1996 instead of 01.08.2000.

[2] Learned Deputy Advocate General, Haryana, has produced copy of order dated 01.05.2019, passed by the Secretary to Government Haryana, School Education Department, Haryana, Panchkula, granting the pay scale/selection grade of Rs.7500 – 12000/- w.e.f. 01.01.1996 to the petitioners notionally and actually prospective effect limited to 20% cadre strength of the Lecturer (School Cadre) while restricting arrears of pay to 38 months since the filing of the writ petition where specific orders have been passed by the High Court. The order is taken on record. Copy thereof handed over to learned counsel for the petitioners, who states that in view of the claim having been allowed by removing the anomaly w.e.f. the date from which the anomaly arose in view of the Full Bench

Board and others-2009(4) RSJ 125, it be clarified that arrears would be admissible to the petitioners for a period of 38 months, prior to the filing of the writ petition.

[3] Learned Deputy Advocate General, Haryana, states that she does not oppose the aforementioned plea in view of arrears for a period of 38 months having been allowed to the petitioners in CWP No.9347 of 2016 in case titled as '*Jagat Singh versus State of Haryana*' on the basis of which, order dated 01.05.2019 has been passed.

[4] Accordingly, in the light of the position as noted above, the writ petition is allowed in terms of order dated 01.05.2019, passed by the Secretary to Government Haryana, School Education Department, Haryana, Panchkula, while clarifying that arrears of pay would be admissible to the petitioners for a period of 38 months, prior to the filing of the writ petition.

(B.S. WALIA)
JUDGE

May 09, 2019
'Rajneesh'

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