

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

249-4

**CWP No.3550 of 2018
Date of Decision : 09.05.2019**

DR. SURESH SINGH AND OTHERS**...PETITIONERS****V/S****STATE OF HARYANA AND ANOTHER****...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 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 06.05.2019, passed by the Secretary to Government Haryana, School Education Department, Haryana, Panchkula/respondent No.1, granting the relief as has been claimed by petitioner Nos.21 to 28 namely selection grade of Rs.7500 – 12000/- w.e.f. 01.01.1996 in terms of the decision of this Court in CWP No.9347 of 2016 in case titled as '*Jagat Singh versus State of Haryana and others*', while restricting the benefit of arrears to 38 months, prior to the filing of the writ petition, where specific orders have been passed by the Hon'ble High

Court. The order is taken on record. Copy thereof handed over to the learned counsel for the petitioners.

[3] Learned counsel prays that the order be clarified with regard to payment of arrears for a period of 38 months.

[4] Learned Deputy Advocate General states that in view of the selection grade having been granted to petitioner Nos.21 to 28 in terms of the decision of this Court in CWP No.9347 of 2016 in case titled as '*Jagat Singh versus State of Haryana and others*', where the arrears of pay was restricted to 38 months prior to the filing of the writ petition in respect of the claim for grant of selection grade w.e.f. 01.01.1996, arrears to the petitioners would also be paid on account of grant of selection grade w.e.f. 01.01.1996 for a period of 38 months prior to the filing of the writ petition. The same satisfies learned counsel for the petitioners.

[5] Learned Deputy Advocate General has also placed on record separate order dated 06.05.2019 vide which the claim as has been made by petitioner Nos.1 to 20 has been rejected. The order is taken on record. Copy thereof handed over to the learned counsel for the petitioners, who states that in the circumstances, petitioner Nos.1 to 20 be granted permission to challenge order dated 06.05.2019, passed by the Secretary to Government Haryana, School Education Department, Haryana, Panchkula.

[6] Learned Deputy Advocate General, Haryana, states that she does not oppose the aforementioned prayer of the petitioners.

[7] Accordingly, the writ petition is allowed qua petitioner Nos.21 to 28 (eight persons) in terms of order dated 06.05.2019, passed by the Secretary to Government Haryana, School Education Department, Haryana, Panchkula, while clarifying that arrears of pay would be admissible to the aforementioned petitioners for a period of 38 months, prior to the filing of the writ petition.

However, the writ petition is **dismissed** qua petitioner Nos.1 to 20, with liberty to challenge order No.13/84-19 PGT-IV(3) dated 06.05.2019, passed by the Secretary to Government Haryana, School Education Department, Haryana, Panchkula/ respondent No.1.

(B.S. WALIA)
JUDGE

May 09, 2019
‘Rajneesh’

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