

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

**CWP No. 8096 of 2017
Date of Decision: 08.05.2019**

Surender Kumar	Vs.	...Petitioner
State of Haryana and others		...Respondents

CORAM:- HON'BLE MR.JUSTICE RAJIV NARAIN RAINA

Present: Mr. P.S. Jammu, Advocate for the petitioner.
Mr. Saurabh Girdhar, AAG, Haryana.
Ms. Divya Sharma, Advocate for respondent Nos. 2 & 3.

RAJIV NARAIN RAINA, J. (Oral)

This petition has been rendered infructuous as the petitioner has joined services in Government after resigning from the Sessions Division, Panipat on 03.05.2017.

Ms. Sharma points out that soon after the petitioner filed this petition, he resigned as Clerk to make his future joining as a Lecturer (English) in School Cadre, Haryana.

Mr. Jammu presses for arrears of minimum pay-scale for 05 or 06 years of service spent were on contract basis on fixed salary.

Ms. Sharma counters that there is no such prayer in the petition for payment of the past arrears of difference and, therefore, no relief can be given which is not prayed for. In view of this, the petitioner is not entitled to any arrears for difference of salary as orally pressed at the hearing.

The petition is disposed of as having been rendered infructuous. Be that as it may, the issue is left open whether in such circumstances the ruling in State of Punjab and others Vs. Jagjit Singh and others, 2016 (4) SCT 641 applies.

**(RAJIV NARAIN RAINA)
JUDGE**

08.05.2019

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