

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(1)

CWP No. 7979 of 2018

Date of Decision : 05.04.2019

Kulbir Kaur and others

...Petitioners

Versus

State of Haryana and another

...Respondents

(2)

CWP No. 13401 of 2018

B.B. Singh and others

...Petitioners

Versus

State of Haryana and another

...Respondents

CORAM: *HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI*

Present: Mr. Ranjit Saini, Advocate for the petitioners.

Ms. Nidhi Garg, A.A.G., Haryana.

Harsimran Singh Sethi, J.(Oral)

By this common order, two writ petitions bearing CWP Nos. 7979 of 2018 and 13401 of 2018 are being disposed of as common question of law and similar facts have been stated in both the writ petitions.

For the sake of convenience, the facts are being taken from CWP No. 7979 of 2018.

In the present writ petition, the grievance of the petitioners is

that they are entitled for the release of leave encashment keeping in view the order passed by this Court in CWP No. 12179 of 2011, decided on 10.11.2016.

Learned counsel for the petitioners states that the petitioners are similarly situated as the petitioners in CWP No. 12179 of 2011 and, therefore, their case is squarely covered in their favour as per the pronouncement for release of the leave encashment.

Learned counsel for the respondents has placed before this Court a letter dated 14.8.2018, by which the Government of Haryana has decided to extend the benefit of grant of encashment of earned leave to the employees of the Government Aided Private Colleges at par with the counterparts working with the Government Colleges. Said leave encashment benefit is to be given in terms of calculation of earned leave w.e.f 09.04.1987 and as per Instructions issued in this respect from time to time thereafter. Further, the amount to be paid as leave encashment is to be shared in the ratio of 95% to be paid by the State Government and the remaining 5% by the concerned College.

Learned counsel for the petitioner(s) prays that instead of order dated 14.08.2018, petitioner(s) have been granted the relief as prayed. Respondents be directed to implement the order dated 14.08.2018 without any delay.

In view of the above, both the writ petitions have been rendered infructuous and are disposed of as such.

It is expected that the cases of all the petitioner(s) on the basis of orders being passed by the Government of Haryana in this regard, who

CWP No. 7979 of 2018 and another connected case

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have become entitled for grant of the benefit of leave encashment, will be processed expeditiously and the payment will be released within a period of four weeks from the receipt of certified copy of this order.

In case, the petitioners have any other grouse including grant of interest, they shall be at liberty to file an appropriate representation with the respondents.

April 05, 2019
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned? *Yes*
Whether reportable? *No*