

IN THE HIGH COURT OF PUNJAB & HARYANA AT  
CHANDIGARH

LPA-1633-2019(O&M)  
Date of decision : 22.10.2019

State of Punjab and others

... Appellants

Versus

Jasvir Singh and others

... Respondents

**CORAM:** *HON'BLE MR. JUSTICE RAJIV SHARMA,*  
*HON'BLE MR. JUSTICE HARINDER SINGH SIDHU*

Present: Mr. Suveer Sheokand, Addl.A.G. Haryana  
for the appellants.

**RAJIV SHARMA, JUDGE**

**CM-3660-LPA-2019**

In view of the grounds taken in the application which is duly supported by an affidavit, the application is allowed. The delay of 415 days in filing the present appeal is condoned.

**LPA-1633-2019**

This appeal is instituted against the judgment rendered by learned Single Judge in *CWP No. 6346 of 2013* titled *Jasvir Singh and others vs State of Punjab and others* and analogous matters dated 26.4.2018.

2. Brief facts necessary for adjudication of the present appeal are that the respondents have filed writ petitions claiming pay-scales as per recommendations of various Pay Commissions with regard to skilled and semi-skilled staff in the service of Punjab Government. The appellant-State had issued a notification dated 4.2.1969 categorizing the technicians into

Category I to VI. This notification was not implemented. Few employees of the Department of Water Supply & Sanitation filed *CWP No. 10759 of 1990* titled *Rajinder Paul Gautam and others vs State of Punjab and others* in this Court. It was decided on 30.5.2008. The State of Punjab filed LPA against the judgment dated 30.5.2008 bearing LPA No. 44 of 2009. It was dismissed on 15.2.2010. The State of Punjab filed SLP against the judgment dated 15.2.2010. It was dismissed on 12.7.2010. However, the respondents were left out. They claimed benefit of letter dated 4.2.1969, since the notification has been implemented qua the Department of Local Government and other employees of the State.

The benefit has been denied to the respondents-employees on the ground that they were not party to the earlier writ petition. The Department of Water Supply & Sanitation, Government of Punjab, has implemented the letter dated 4.2.1969 qua category-IV. Once the notification has been issued, it should have been applied in uniformity to all the employees of the State.

Thus, there is no illegality or perversity in the judgment dated 26.4.2018. Accordingly, the appeal is dismissed.

(RAJIV SHARMA)  
JUDGE

(HARINDER SINGH SIDHU)  
JUDGE

**October 22, 2019.**  
*Davinder Kumar*

Whether speaking / reasoned

Yes/No

Whether reportable

Yes/No