

134
IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.4369 of 2020
Date of decision: 17.02.2020

Kamla Lohtia Sanatan Dharam College, Ludhiana and another

.....Petitioners

V/s.

State of Punjab and others

.....Respondents

CORAM: - HON'BLE MR. JUSTICE SANJAY KUMAR

Present: Mr. Mrigank Sharma, Advocate,
for the petitioners.

Mr. Keshav Gupta, Advocate,
for respondent Nos. 4 to 14.

Sanjay Kumar, J. (Oral)

Challenge in this writ petition is to the order dated 14.02.2019 (Annexure P-1) passed by the Education Tribunal, Punjab. The grievance of the applicants before the Tribunal, viz., respondent Nos. 4 to 14 herein, was that they were not released the arrears of the revised pay scales and allowances from 01.01.2006 to 31.07.2010, consequent to the implementation of the recommendation to the Fifth Pay Commission. The aforesaid respondents are non-teaching staff working in the first petitioner College at Ludhiana. The Tribunal took note of the fact that the College had implemented the revised pay scales with effect from 01.05.2010(Annexure P-2) and that, by virtue of the order passed by this Court on 12.09.2013 in

CWP No.20139 of 2013 titled '**Vinod Mahajan and others V/s. State of Punjab and others**', the College was required to pass a speaking order addressing the grievances of its employees. It was pursuant to this direction that the petitioner College turned down the request of the petitioners, vide order dated 10.01.2015 (Annexure P-4).

It may be noted that the Tribunal granted relief to the College by restricting the arrears payable to the employees to a period of 36 months preceding the date of implementation, viz, 01.05.2010.

Mr. Mrigank Sharma, learned counsel for the petitioner, does not dispute the fact that the decision of the Tribunal is in keeping with the judgment of the Supreme Court in '**Secretary, Mahatama Gandhi Mission and another V/s. Bhartiya Kamgar Sena and others**' [2017(4) SCC 449].

In the light of the above, this Court finds no grounds to interfere with the well-reasoned and cogent order passed by the Tribunal.

The writ petition is devoid of merit and is accordingly dismissed.

No order as to costs.

(SANJAY KUMAR)
JUDGE

17.02.2020

rakesh

whether speaking/non speaking

: Yes/no

whether reportable/non reportable

: Yes/no