

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

**CWP No.10228 of 2020
Date of Decision: 20.07.2020**

Rakesh Kumar

..... Petitioner

Versus

Chaudhary Devi Lal University

..... Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Ravi Pratap Singh, Advocate, for
Mr. Parmender Singh, Advocate,
for the petitioner.

AMOL RATTAN SINGH, J. (ORAL)

All cases listed today have been taken up for hearing by way of video conferencing because of the situation existing due to the COVID-19 pandemic.

Learned counsel for the petitioner relies upon a judgment of the Supreme Court in **State of Punjab v. Jagjit Singh 2016 (4) SCT 641**, to submit that contractual employees are entitled to the minimum of the pay scale granted to regular employees, with the petitioner having been appointed in the year 2016 as an Assistant Professor in the respondent University, on contract basis.

In respect of his grievance, the petitioner has made a representation to the University as also got issued a legal notice (copies Annexures P-5 and P7 respectively), which learned counsel submits have still not been decided.

Consequently, this petition is disposed of with a direction to the respondent University to take a decision on the aforesaid representation and legal notice, within a period of 3 months from the date of receipt of a certified copy of

this order, by passing a speaking order, taking into consideration the
aforementioned judgment of the Supreme Court.

If the petitioner is found entitled to the minimum of the pay scale as is
granted to regular employees, the question of granting arrears of pay [restricted to
3 years prior to the issuance of the legal notice, (copy Annexure P-7)], shall also
be considered and decided in the same speaking order, by the said authority.

July 20, 2020
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(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned	Yes
Whether Reportable	No