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

CWP No. 13713 of 2020
Date of Decision: 07.09.2020

Neeraj and others

-Petitioners

Versus

State of Punjab and others

-Respondents

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. H.C. Arora, Advocate,
for the petitioners.

RAJ MOHAN SINGH, J. (Oral)

The case has been taken up for hearing through video-conferencing.

Petitioners have preferred this writ petition for quashing of order dated 10.01.2018 vide which the petitioners were regularised w.e.f. 01.04.2015 with further condition that initial period of 02 years from 01.04.2015 to 01.04.2017 shall be treated as probation period. Petitioners were regularised as Hindi Teachers w.e.f. 01.04.2017 by treating the probation period from 01.04.2015 to 01.04.2017.

Grievance of the petitioners is that the respondents have discriminated them qua 3442 category teachers whose recruitments were also made on the same terms and conditions.

Petitioners were issued appointment letters as Hindi Teachers on 15.11.2010 for a period of one year on consolidated salary of Rs.16,500/- per month. Thereafter, on 11.02.2013, Government of Punjab took a decision that all the aforesaid teachers in the category of "CSS Hindi Teachers" be absorbed in the Department on the same terms and conditions on which 3442 category teachers were regularised on their posts in the Department. Assistant Director vide letter dated 03.01.2017 recommended that the petitioners had also been regularised on the same terms and conditions under which 3442 category of teachers were regularised w.e.f. 01.04.2015.

Vide common order of regularisation dated 10.01.2018, petitioners have been regularised in service as Hindi Teachers with the condition that period of two years from 01.04.2015 to 01.04.2017 shall be treated as probation period, thereby depriving the petitioners of full salary for the said period.

Precisely in the aforesaid context, petitioners have got issued a legal notice on 01.04.2020 calling upon respondents No.2 and 3 to treat the petitioners at par with 3442 category of teachers who have been regularised w.e.f. 01.04.2015 and have been paid full salary.

Legal notice is still pending consideration before respondents No.2 and 3.

Notice of motion.

On the asking of the Court, Mr. Navdeep Chhabra, D.A.G., Punjab accepts notice on behalf of the respondents.

In view of nature of order which this Court proposes to pass, there is no necessity of calling upon any response from the respondents at this stage, as no order prejudicial to the interest of any party is being passed.

This writ petition is disposed of with a direction to respondent No.3 to look into the grievance of the petitioners and decide the legal notice dated 01.04.2020 of the petitioners in accordance with law within a period of one month from the date of receipt of certified copy of this order, without being influenced by any statement of fact made hereinabove.

September 07, 2020
Jyoti Sharma

(RAJ MOHAN SINGH)
JUDGE

1. Whether speaking/reasoned : Yes/No
2. Whether reportable : Yes/No