

CWP No.12318 of 2013

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No.12318 of 2013

Date of Decision: 10th February, 2020

Darshan Singh & others

...Petitioners

Versus

State of Punjab & others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. R.K. Arora, Advocate,
for the petitioners.

Ms. Devaki Anand Sullar, Asstt. A.G., Punjab.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Learned counsel for the petitioners prays for withdrawal of the present writ petition qua petitioners No.3 and 10 with liberty to file a representation along with documentary proof substantiating their contentions with regard to the fact that they are working with the respondents on daily-wage basis and therefore, would be entitled to the grant of the minimum of the pay-scale.

Prayer as made qua petitioners No.3 and 10 is accepted. The writ petition qua them is permitted to be withdrawn with liberty to them to file a representation to the Competent Authority for the grievance, if any.

Learned counsel for the petitioners submits that the petitioners (except petitioners No.3 and 10) are restricting their claim to the grant of the minimum of the pay-scale. It is an admitted position that these petitioners have been working with the respondents on daily-wage basis. In support of

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his claim for the grant of minimum of the pay-scale, reliance has been placed upon the judgment of the Hon'ble Supreme Court in State of Punjab & others Vs. Jagjit Singh & others 2016 (4) S.C.T. 641.

Having considered the submissions made by the learned counsel for the petitioners as well as counsel for the State and on going through the pleadings, this Court is satisfied that the petitioners are entitled to the grant of minimum of the pay-scale on the basis of the judgment passed by the Hon'ble Supreme Court in *Jagjit Singh's* case (supra). They shall, however, be entitled to the arrears with effect from the date of filing of the writ petition. The amount which has already been paid to the petitioners shall be adjusted from the arrears, if any to be paid to the petitioners, which shall be released to them within a period of three months from the date of receipt of certified copy of this order.

10th February, 2020
Harish

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No