

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

CWP No.11595 of 2017 (O&M)
Date of decision 25.02.2020

Karambir and others

...Petitioners

Vs.

State of Haryana and others

...Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Nonish Kumar, Advocate,
for the petitioner.

Mr. Randhir Singh, Advocate,
for respondent-State.

Ritu Bahri, J.

Petitioners are seeking direction to the respondents to decide their legal notice dated 25.10.2016 (Annexure P-1), whereby they have claimed wages of overtime on KM basis along with arrears thereof, if any.

Learned counsel for the petitioners contends that as per policy dated 01.02.2002 (Annexure P-5), the overtime allowance has to be paid within one month.

In response to the writ petition, the stand taken by the respondents in their reply, is that the claim of petitioners has been considered and rejected vide order dated 04.07.2018 (Annexure R-1) on the ground that there was violation of the overtime policy dated 01.02.2002 as the drivers/conductors have completed kilometers on the prescribed routes without following the time table, which caused unnecessary inconvenience to the passengers.

A perusal of the order dated 04.07.2018 (Annexure R-1) shows that claim of the petitioners has been considered and it has been held that they have violated the terms and condition No.4 (D) of the policy dated 01.02.2002 and they have covered the distance in less time. No replication has been filed by the petitioner to dispute the order dated 04.07.2018 (Annexure R-1). The respondents have further taken a stand that claim of some of the employees is still pending due to administrative exigencies and extra efforts are being made to make the payment of overtime as expeditiously as possible.

After going through the reply filed by the respondents, this petition is disposed of by giving direction to respondent No.3-General Manager, Haryana Roadways, Karnal to complete the proceedings of pending cases and pass appropriate orders in accordance with law, within a period of six weeks from the date of receipt of certified copy of this order.

25.02.2020
ajp

(RITU BAHRI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No