

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP-17167-2015

Date of decision:-06.01.2020

Sunil Kumar and others

.....Petitioners

vs.

State of Haryana and others

....Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRIPresent:- Mr. Jai Bhagwan Sharma, Advocate
for the petitioner.

Mr. Harish Nain, AAG, Haryana.

RITU BAHRI, J.(Oral)

By this petition, the petitioners are seeking quashing of order No. 12353-58 dated 29.06.2015 (Annexure P-1) passed by respondent No. 3 vide which the legal claim of the petitioners for payment of wages at par with whole time employees has been rejected.

The case of the petitioners is that they are appointed as Mali, Water Carrier and Sweeper on part time basis and are entitled for grant of wages as equal to whole time employees as per the judgment dated 19.05.2011 passed by this Court in ***CWP No.1133 of 2010*** titled as ***Ram Harsh and others V/s. The State of Haryana and others*** (Annexure P-2) . It has been observed therein that petitioners were working since 1980 onwards as part time employees and their case was that they were working for the longer period and they should be paid wages equal to whole time employees. This writ petition was allowed and has attained finality. Thereafter another ***CWP No. 2979 of 2013*** titled as ***Ashok Kumar and others V/s. State of Haryana and others*** was disposed of on 12.02.2013

(Annexure P-8) claiming minimum wages paid to whole time employees keeping in view the judgment passed in *Ram Harsh's case (supra)* (Annexure P-2).

Since the judgment passed in *CWP No. 1133 of 2010* tilted as *Ram Harsh and others V/s. The State of Haryana and others* (Annexure P-2) has attained finality, this writ petition is allowed in the same terms.

06.01.2020
Divyanshi

(RITU BAHRI)
JUDGE

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