

220 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.25041 of 2017 (O&M)
Date of decision : January 30, 2020

Charanjit Singh and others Petitioners

Versus

State of Punjab and others Respondents

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Ashish Goklaney, Advocate for the petitioners.

Mr. Navdeep Chhabra, DAG, Punjab.

HARSIMRAN SINGH SETHI J. (ORAL)

In the present writ petition, the grievance which is being raised by the petitioners is that the petitioners are entitled for the benefit of the granting of higher pay scale on acquiring/possessing of higher qualification while working on the post of JBT Teachers and also consequential relief of the revised pension along with arrears. In order to claim the said benefit, the petitioners are relying upon the judgment of the Full Bench of Hon'ble the Supreme Court of India in Civil Appeal Nos.4029-4043 of 1998, titled as “*State of Punjab and others vs Narain Dass and others*”, decided on 18.08.1998.

Upon notice of motion, the respondents have filed the reply and in the reply, the claim of the petitioners has not been contested, rather, along with the reply, respondents have attached an order dated 20.09.2019 (Annexure R-1) wherein the petitioners have been held entitled for the grant of benefit of higher pay scale, keeping in view the acquiring/possessing of higher qualification of B.A./Gyani/Prabhakar while while working as JBT Teachers.

Learned counsel for the petitioners argues that though, the order dated 20.09.2019 (Annexure R-1) has already been passed in favour of the petitioners but the said order is yet to be implemented as the consequential benefits of the said order have not been released to the petitioners so far.

Faced with this situation, learned counsel for the respondents states that in case order dated 20.09.2019 (Annexure R-1) has already not been implemented, the same will be implemented for the grant of the consequential benefits within a period of three months from the date of receipt of certified copy of this order and the benefits for which they became entitled under the said order, will be released, in case there is no impediment.

Learned counsel for the petitioners states that keeping in view the undertaking given by the learned counsel for the respondents, as recorded above, the petitioners do not press the present writ petition any further and may be disposed of as such.

Ordered accordingly.

It is made clear that the respondents will be bound by their statement as recorded above.

(HARSIMRAN SINGH SETHI)
JUDGE

January 30, 2020

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Whether speaking / reasoned

Yes

Whether Reportable:

No