

The Hon'ble The Chief Justice Satish Chandra Sharma

and

The Hon'ble Sri Justice A. Rajasheker Reddy

Writ Appeal Nos.127, 103, 118, 130, 138 & 173 of 2020

Common Judgment: (Per the Hon'ble the Chief Justice Satish Chandra Sharma)

The present appeals arise out of Common Order dated 14.08.2019, passed by the learned Single Judge in separate but similar Interlocutory Applications bearing I.A.No.1 of 2019 in W.P.Nos.39715, 44703, 44688, 40815, 44815, 44809, 44914, 41235, 41459, 41172 and 45068 of 2018.

2. The facts of the case reveal that the learned Single Judge, keeping in view the judgment delivered in the case of **State of Punjab and others vs. Jagjit Singh and others**¹, has directed grant of minimum pay scale to the persons working at Niloufer Hospital.

3. It has been stated in the writ appeals that the respondents/writ petitioners before the learned Single Judge are not at all employees of the State Government; that they were never engaged by the State Government at any point of time and that they are employees of an Agency. It has been further stated that the Agency was not impleaded before the learned Single Judge and the issue has yet to be decided by the learned Single Judge. There is a specific plea raised in the counter-affidavit filed before the learned Single Judge.

4. Resultantly, without advertng to the merits of the case, the impugned Common Order dated 14.08.2019, passed by the learned

¹ (2017) 1 SCC 148

Single Judge is, hereby, quashed. The learned Single Judge is requested to decide the matter on merits at an early date, preferably, within three months from today.

5. With the aforesaid direction, all these Writ Appeals are allowed. Consequently, Interlocutory Applications, pending if any, stand disposed of.

Satish Chandra Sharma, CJ

A. Rajasheker Reddy, J

08.11.2021
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