

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

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CWP-4407-2021 (O&M)

Date of decision : 25.02.2021

Naresh Kumari

.....Petitioner

Vs.

Indian Red Cross Society,
District Branch, Hoshiarpur and others

.....Respondents

CORAM: HON'BLE MRS. JUSTICE ALKA SARIN

Present: Ms. Jyoti Sareen, Advocate, for the petitioner.

ALKA SARIN, J (ORAL).

Heard through video conferencing.

This is a petition under Articles 226/227 of the constitution of India praying for issuance of a writ in the nature of mandamus directing the respondents to regularize the services of the petitioner as Trained Dai, having rendered more than 35 years of service, with respondent No.1 – Society i.e. Indian Red Cross Society, District Branch, Hoshiarpur w.e.f. the date the services of the employees junior to the petitioner have been regularized. The further prayer in the petition is for grant of minimum of the regular pay scale admissible to the post of Trained Dai w.e.f. the date of completion of 10 years of service on the post of Trained Dai in view of the settled legal principle of '*Equal Pay for Equal Work*' and further for arrears of salary.

Learned counsel for the petitioner would contend that in this regard legal notices dated 18.02.2020 (Annexure P-9) and 07.03.2020 (Annexure P-10) were sent to the respondents. However, no decision/action

has been taken on the same. Learned counsel would further contend that at this stage the petitioner would be satisfied if a direction is issued to the respondents to take action/decision on the legal notices (Annexures P-9 and P-10) sent by the petitioner, in a time bound manner.

I have heard learned counsel for the petitioner.

In view of the fact that the present petition is not being decided on the merits, there is no requirement to issue notice of motion to the respondents.

In view of the limited prayer made by the learned counsel for the petitioner and without commenting on the merits of the case, the present petition is disposed off with a direction to respondent No.2 – The Deputy Commissioner-cum-President, Indian Red Cross Society, District Branch, Mini Secretariat, Hoshiarpur – to take a decision on the legal notices dated 18.02.2020 (Annexure P-9) and 07.03.2020 (Annexure P-10) respectively, in accordance with law, within a period of three months from the date of receipt of certified copy of this order.

Disposed off.

February 25, 2021

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NOTE:

Whether speaking/non-speaking: Speaking

Whether reportable: Yes/No

(ALKA SARIN)
JUDGE