

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

CWP-12543-2021

Date of Decision: 13.07.2021

Ami Lal Choyal and ors

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: Mr. Jasbir Mor, Advocate
for the petitioners.

Mr. Saurabh Mohunta, DAG, Haryana.
(Presence marked through Video Conference)

-.-

ARUN MONGA, J.(ORAL)

The petitioners are regular appointees and are working on the post of Staff Nurse in different ESI hospitals established by Health Department, State of Haryana. It is contended that settled principle of service jurisprudence is that, in order to avoid unnecessary heart burn, employees working on same posts and doing same work are to be paid equal pay, on the principle of equal pay for equal work. Notwithstanding, the petitioners are being paid lesser salary as compared to their counter-parts working in the Non-ESI hospitals.

2. Notice of motion.

3. Learned State counsel, on advance service joins proceedings and accepts notice on behalf of the respondent-State of Haryana and seeks time to file reply.

4. At this stage, learned counsel for the petitioners submits that let a final decision is taken, either way, by the respondents on the pending legal notice dated 28.02.2021 (Annexure P-10).

5. Given the nature of order being passed, there is no necessity to seek return by any of the respondents as no further proceedings and/or pleadings are required.

6. Without commenting on the merits of the case, the writ petition is disposed of with a direction to the competent authority to look into the grievance of the petitioners as per legal notice dated 28.02.2021 (Annexure P-10) and also by keeping in view the contentions raised in the present petition by treating the same as supplementary representation and take a decision, in accordance with law.

7. Let the needful be done within a period of three months from today.

8. Disposed of accordingly.

(ARUN MONGA)
JUDGE

July 13, 2021
vandana

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No