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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-13232-2021

Date of Decision: 22.07.2021

Noor Mohammad

...Petitioner

Versus

The State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: Mr. J.S.Maaniipur, Advocate,
for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana.

(Presence marked through Video Conference)

-:-

ARUN MONGA, J. (ORAL)

Petitioner herein,*inter alia*, seeks issuance of a writ in the nature of mandamus directing the respondents to grant him minimum of the pay scale on the post of Class-IV employee/Beldar on the principle of “*equal pay for equal work*”.

2. Learned counsel for the petitioner submits that petitioner has been working as Beldar/Labourer and is getting salary on D.C.Rates i.e. on daily wage basis, which is half of the regular pay scale. Learned counsel relies on Notification dated 03.11.2017 issued by State Government contained at Annexure P-1. He also relies on Apex Court judgment in case titled as “*State of Punjab and others Vs. Jagjit Singh and others, 2016 (4) SCT 641*” and this Court judgment in “*Rupinder Kaur and others Vs. State of Punjab and others, 2017 (3) SCT 173.*”

3. Learned counsel for the petitioner submits that petitioner caused issuance of a legal notice dated 10.03.2021 (Annexure P-2), the same has not been adverted by the respondents till date. Hence, the instant petition.

4. Notice of motion.
5. 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.
6. At this stage, learned counsel submits that let a final decision be taken, either way, by the competent authority on the pending legal notice dated 10.03.2021 (Annexure P-2), giving reasons thereof.
7. 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.
8. 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 petitioner as per legal notice dated 10.03.2021 (Annexure P-2) 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.
9. Let the needful be done within a period of three months from today.
10. Disposed of accordingly.

(ARUN MONGA)
JUDGE

22.07.2021
vandana

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