

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(272)

CWP-13903-2020

Date of Decision : August 02, 2022

Makhan Singh and others

.. Petitioners

Versus

State of Haryana and another

.. Respondents

(2)

CWP-14011-2020

Anil Bhatia and others

.. Petitioners

Versus

State of Haryana and another

.. Respondents

(3)

CWP-17071-2020

Prem Chand and another

.. Petitioners

Versus

State of Haryana and another

.. Respondents

(4)

CWP-17205-2020

Lal Singh

.. Petitioner

Versus

State of Haryana and another

.. Respondents

(5)

CWP-15176-2020

Gurmail Chand and others

.. Petitioners

Versus

State of Haryana and another

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. M.M. Pandey, Advocate, for the petitioners
in all the petitions.

Mr. Sharan Sethi, Addl. Advocate General, Haryana.

HARSIMRAN SINGH SETHI J. (ORAL)

By this common order, five writ petitions, the details of which have been given in the heading of the order, are being disposed of as all the writ petitions involve the same question of law.

Learned counsel for the petitioners submits that the petitioners had approached this Court by filing CWP No.10269 of 2010, which was decided by the Coordinate Bench of this Court on 23.09.2015 and though, the prayer of the petitioner for the revised pay scale was allowed but there was no order with regard to the grant of interest on the arrears was passed.

Learned counsel for the petitioners further submits that subsequent to the grant of the benefit of arrears on account of revised pay scale to the petitioners, similarly situated employees approached this Court to claim the same relief wherein, those employees have not only been granted the benefit of revised pay scale along with arrears but also the interest as arrears, hence, the petitioners be also granted the concession of interest on the arrears extended upon the grant of revised pay scale.

Learned State counsel submits that once, the petitioners had filed CWP No.10269 of 2010 claiming the same relief along with interest but interest on the arrears was not extended by this Court, the said relief is deemed to be rejected, hence, second petition for the grant of same relief is not maintainable and in case, the petitioners feel that they are entitled for the grant of interest as the arrears of pay, they should have availed the appropriate remedy.

Faced with this situation, learned counsel for the petitioners prays that he be allowed to withdraw the present petitions with liberty to move appropriate application seeking modification of the order dated 23.09.2015 passed in CWP No.10269 of 2010 so as to claim interest on the arrears of pay which benefit has already been extended to the similarly situated employees, a copy of which has been attached as Annexures P-3 and P-5 with this petition.

Ordered accordingly.

A photocopy of this order be placed on the files of other connected cases.

August 02, 2022
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes
Whether reportable : No