

In the High Court of Punjab and Haryana at Chandigarh

115+210

CWP-20940-2015 (O & M)

Date of Decision: July 04, 2022

VIMAL KANT AND ORS

.....PETITIONERS

VERSUS

**PUNJAB STATE POWER
CORPORATION LTD AND ORS**

....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr.Amrik Singh, Advocate for the petitioners.

Mr. B. S. Mittal, Advocate for the respondents.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioners have sought quashing of the communication dated 12.06.2012 whereby the proposal to grant them allowances in lieu of Saturdays and other gazetted holidays, has been rejected.

Learned counsel for the petitioners submits that the petitioners are working as Assistant Store Keepers, Store Keepers and Head Store Keepers with the respondent-Corporation. They have to work on Saturdays and other gazetted holidays for which they are entitled to the allowances. The case of the petitioners for grant of allowances had been recommended by the Chief Engineer but the same had been rejected by the impugned communication without assigning any reason. In support of his submission, he has relied upon the judgment of the Coordinate Bench of this court in the case of **Krishan Lal versus State of Punjab, 1991 (3) SCT 83.**

Learned counsel for the respondents while referring to the reply filed by the respondents states that the petitioners being Store Keepers are also required to work on Saturdays' and this aspect was within the knowledge of the petitioners while they had applied for the job. The stores are open for six days in a week for maintaining uninterrupted power supply. The other employees of

the PSPCL, who have to work on Saturdays are not paid any special allowances. The petitioners are being paid regular pay scales and other emoluments.

Heard.

The petitioners are working as Assistant Store-Keepers, Store Keepers and Head Store-Keepers. They are being paid the pay scale and other emoluments as applicable to them. The petitioners have not been able to point out any instructions or rules for grant of additional allowances for working on Saturdays and other gazetted holidays. It is not the case of the respondents that the other employees, who are working on Saturdays, are granted any additional allowances. The judgment in the case of Krishan Lal (supra) is distinguishable on facts and is not applicable to the instant case as in that case, the employees of the Notified Area Committee, who were deputed in the Octroi branch, were not being paid allowances while the employees, who were in the office were being paid allowances. In the instant case, the petitioners have not been able to point out any instance where other similarly situated employees or any other employee in the PSPCL is being paid to work on Saturdays and gazetted holidays.

Consequently, I do not find any merit in the instant petition, which stands dismissed.

Application, if any, shall also stands dismissed.

(ANUPINDER SINGH GREWAL)
JUDGE

July 04, 2022

A.Kaundal

Whether speaking/ reasoned	:	Yes/No
Whether Reportable	:	Yes/No