

CWP-8109-2012 (O&M),
CWP-24457-2015 (O&M),
CWP-19104-2015 (O&M) and
CWP-20362-2019

-1-

210

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Date of decision: 23.11.2022

1. CWP-8109-2012 (O&M)

BALWINDER SINGH & ORS.

...Petitioners

VERSUS

PUNJAB SCHOOL EDUCATION BOARD & ORS.

...Respondents

2. CWP-24457-2015 (O&M)

LAKHVIR SINGH AND ORS.

...Petitioners

VERSUS

PUNJAB SCHOOL EDUCATION BOARD & ORS.

...Respondents

3. CWP-19104-2015 (O&M)

HARJINDER KAUR & ORS.

...Petitioners

VERSUS

PUNJAB SCHOOL EDUCATION BOARD & ORS.

...Respondents

4. CWP-20362-2019

JAGDISH SINGH

...Petitioner

VERSUS

STATE OF PUNJAB & ORS.

...Respondents

**CWP-8109-2012 (O&M),
CWP-24457-2015 (O&M),
CWP-19104-2015 (O&M) and
CWP-20362-2019**

-2-

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. D. S. Patwalia, Senior Advocate with
Mr. A. S. Chadha, Advocate
for the petitioners in CWP-8109-2012.

Mr. Inayat Khullar, Advocate
for the petitioners in CWP-24457-2015.

Mr. Ramesh Goyal, Advocate
for the petitioners in CWP-19104-2015.

Mr. Ravneet Singh Joshi, Advocate
for the petitioner in CWP-20362-2019.

Mr. Mohit Kapoor, Addl. A. G., Punjab.

Mr. S. S. Behl, Advocate and
Mr. Manmeet Singh, Advocate
for PSEB in CWP-8109-2012.

Mr. R. S. Kalra, Advocate
for PSEB in CWP-24457-2015 and CWP-19104-2015.

None for respondent Nos.2 and 3 in CWP-20362-2019.

JAISHREE THAKUR, J. (Oral)

By this common order, this Court proposes to dispose of the above noted four writ petitions.

The instant writ petitions have been filed seeking a writ in the nature of mandamus directing the respondents-Punjab School Education Board to grant all consequential benefits to the petitioners herein, after they stood regularized by the respondents-Punjab School Education Board.

It is submitted that on account of irregular payment, the petitioners were facing great hardship. During the pendency of these proceedings, the matter was taken up and the Chairman, Punjab School Education Board and

**CWP-8109-2012 (O&M),
CWP-24457-2015 (O&M),
CWP-19104-2015 (O&M) and
CWP-20362-2019**

-3-

Principal Secretary, School Education, Government of Punjab were required to be present in Court to resolve the issue, specially taking into consideration that the petitioners herein were working at a meagre salary of about Rs.6,000/- to Rs. 8,000/- per month.

Pursuant to order dated 21.09.2022, a short affidavit of Ms. Gauri Parasher Joshi, Special Secretary to Government of Punjab, Department of School Education, on behalf of respondent No.14 in CWP-8109-2012, has been filed in Court today and the same is taken on record.

A reading of the said affidavit would reflect that the claim of the petitioners in all the four petitions has been considered and stands resolved by giving an *ex post facto* approval for regularization of 53 Class-IV daily wagers and 9 daily wage Clerks, working with Punjab School Education Board. This approval has been granted on 22.11.2022. As per the affidavit, the claim of the petitioners stands redressed and, therefore, writ petition should be dismissed.

Having taken the said affidavit on record, the only question that survives is as to the release of monetary benefits due to the petitioners herein.

Learned counsel for PSEB would submit that they have to process the file, which will take a minimum of two months.

Since the petitioners, who are seeking regular pay scales and are agitating for the same since 2012/2015/2019 and the cost of living in the index has gone up tremendously in the past years, they are certainly facing a financial crunch. In such a background, when they have been held entitled to the benefits flowing from regularization as claimed, it would be expected of a welfare State, of which the said Board is also the part and parcel, to expedite the release of

CWP-8109-2012 (O&M),
CWP-24457-2015 (O&M),
CWP-19104-2015 (O&M) and
CWP-20362-2019

-4-

the payments to them.

Let all the necessary steps be taken to release the aforesaid benefits to the petitioners herein, expeditiously, within the outer limit of two months from today, in accordance with law.

The instant writ petitions are disposed of with the directions as aforesaid, leaving it open to the petitioners herein to agitate for non-compliance of the order.

23.11.2022
Chetan Thakur

(JAISHREE THAKUR)
JUDGE

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