

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

209

CWP-25765-2018

Date of Decision :23.11.2022

Jogender Singh and others

...Petitioners

Versus

State of Haryana and others

....Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Amit Khatkar, Advocate for the petitioners.

Mr. Rajesh Gaur, Addl. A.G. Haryana.

Mr. Surinder Gaur, Advocate for respondents No.3 to 5.

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Harsimran Singh Sethi, J. (Oral)

In the present writ petition, the prayer of the petitioners is that they are not being paid salary in accordance with their entitlement and there is a pay anomaly as per the 7th Pay Commission, which may be rectified.

Upon notice of motion, respondents have filed reply wherein, in paras-5 & 6 of the reply following averments have been made:-

“5. That it is humbly submitted that keeping in view the number of representations received regarding pay anomaly in the department, a committee of six members has been constituted vide order dated 30.06.2022 and the present case of the petitioners has also been sent to the aforesaid committee to examine the matter in question. A copy of the constituted Pay Anomaly Committee dated 30.06.2022 is attached as Annexure R.1

6. It is humbly submitted that the Pay Anomaly Committee needs to examine the case thoroughly and further, the case is to be sent to the Finance Department,

Haryana, for final decision which is time consuming process.”

Learned counsel for the petitioners submits that as the claim of the petitioners has been submitted to the Expert Committee an appropriate direction be issued to the Expert Committee to finalize the recommendations so that in case the petitioners are entitled for any relief they can avail the same.

Learned counsel for the respondents submits that as the matter is pending consideration with the Expert Committee, respondent-department is not in a position to fix the time frame but in case any time frame is prescribed by this Court, the same will be apprised to the Expert Committee so as to make recommendations.

Keeping in view the facts and circumstances of this case as the Expert Committee was constituted in the Month of June, 2022 and 05 months have already been elapsed, Expert Committee is requested to make appropriate recommendations qua the grievance of the petitioners as raised in the present petition within a period of 04 months from the date of receipt of copy of this order and in case after the recommendations of the Expert Committee, the petitioners are found entitled for any relief, the same be released to them within a period of 08 weeks of the said recommendations in case the said recommendations are accepted by the competent authority.

The present petition stands disposed off in above terms.

November 23, 2022
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(HARSIMRAN SINGH SETHI)
JUDGE

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