

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

Sr. No.219

Date of Decision: 22.09.2022

1) CWP-8819-2017

Kailash Chand Gupta and others

.... Petitioners

Versus

State of Haryana and others

... Respondents

2) CWP-11507-2017

A.S.Malhotra and others

.... Petitioners

Versus

State of Haryana and another

... Respondents

3) CWP-15189-2017

Mehtab Singh Rahar and others

.... Petitioners

Versus

State of Haryana and another

... Respondents

4) CWP-15843-2017

L.S.Yadav and others

.... Petitioners

Versus

State of Haryana and another

... Respondents

5) CWP-20215-2017

S.R.Madan and others

.... Petitioners

Versus

State of Haryana and another

... Respondents

6) CWP-12970-2017

Harnek Singh and others

.... Petitioners

Versus

State of Haryana and another

... Respondents

7) CWP-5085-2018

G.S.Panjeta and others

Versus

.... Petitioners

State of Haryana and another

... Respondents

8) CWP-6788-2019

K.C.Chaudhary and others

Versus

.... Petitioners

State of Haryana and another

... Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. R.K.Malik, Sr. Advocate with
Mr. Sachmeet Singh Randhawa, Advocate
for the petitioners in CWP-8819-2017.

Mr. K.L.Arora, Advocate
for the petitioners in CWP-11507-2017 and CWP-12970-2017.

Mr. Ranjit Saini, Advocate
for the petitioners in CWP-15189-2017, CWP-15843-2017,
CWP-20215-2017, CWP-5085-2018 and CWP-6788-2019.

Mr. S.S.Mann, Addl. A.G.Haryana.

Mr. Parth Goyal, Advocate for
Mr. Anurag Goyal, Advocate
for respondent No.4.

Mr. Vikrant Attri, Advocate for
Mr. Dhiraj Chawla, Advocate
for respondent No.5 in CWP-8819-2017.

HARSIMRAN SINGH SETHI, J. (ORAL)

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

Learned Senior counsel appearing on behalf of the petitioners argues that the Haryana State Adhayapak Sangh, which is a body of the

teachers working in aided institution, had filed a writ petition bearing CWP No.7945 of 1997 which was decided on 09.12.1999, wherein the teachers of the aided institution claimed the benefits such as medical allowance, bonus, LTC as well as leave encashment and the State was directed to frame a policy but no policy has been framed so far despite expiry of approximately two decades. Learned counsels appearing for the petitioners submits that the petitioners intend to approach the respondents for the implementation of the said judgment so that the retired employees of the aided institutions should also be given the said benefits.

Learned Senior counsel further submits that as of now, the serving teachers, who are working in the aided institutions, have been granted the benefit of medical allowance but the same is yet to be granted to the retired employees, hence, once a benefit has been given to a serving teacher, the same needs to be extended to him/her after the retirement also because the medical treatment is essential and becomes a part of life with the increase of age.

Learned counsel for the petitioners further submit that similar benefits also exist with regard to the various autonomous bodies of the Haryana, which have been given to the retired employees.

Learned counsel for the petitioners submit that as the petitioners intend to approach the respondents by filing an appropriate representation claiming that he benefits be extended to the retired employees of aided institutions also and the respondents be directed to decide the same sympathetically in a time bound manner.

Learned State counsel submits that in case any representation is filed by the petitioners raising the aforesaid claim, the same will be

considered in accordance with law and appropriate order on the prayer of the petitioners will be passed within a period of 8 weeks from the receipt of any such representation.

Learned counsel for the petitioners submit that keeping in view the aforesaid statement of learned State counsel, the present petitions may kindly be disposed of as having been not pressed any further with liberty to the petitioners to approach the respondents by filing appropriate representation.

Ordered accordingly.

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

(HARSIMRAN SINGH SETHI)
JUDGE

22.09.2022
Maninder

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