

CWP-15648-2002 (O&M),
CWP-15656-2002,
CWP-15660-2002 and
CWP-15668-2002

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Date of decision: 11.01.2023

1. CWP-15648-2002 (O&M)

RAI SINGH AND OTHERS

...Petitioners

VERSUS

KURUKSHETRA UNIVERSITY, KURUKSHETRA & ANOTHER

...Respondents

2. CWP-15656-2002

SHER SINGH AND OTHERS

...Petitioners

VERSUS

KURUKSHETRA UNIVERSITY, KURUKSHETRA AND ANOTHER

...Respondents

3. CWP-15660-2002

BISHAN DUTT AND OTHERS

...Petitioners

VERSUS

KURUKSHETRA UNIVERSITY, KURUKSHETRA AND ANOTHER

...Respondents

4. CWP-15668-2002

NAFE SINGH AND OTHERS

...Petitioners

VERSUS

KURUKSHETRA UNIVERSITY, KURUKSHETRA AND ANOTHER

...Respondents

CWP-15648-2002 (O&M),
CWP-15656-2002,
CWP-15660-2002 and
CWP-15668-2002

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CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Anurag Goyal, Advocate
for the petitioners.

Mr. Prateek Mahajan, Advocate and
Mr. Jaskirat Singh, Advocate
for the respondents-University.

JAISHREE THAKUR, J. (Oral)

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

In brief, the facts as stated are that the petitioners, who had initially been appointed on various class-IV posts of Mali, Beldar, Clerk etc. in the respondent-University between the years 1994 to 2004, approached this Court by way of filing the instant writ petitions seeking to be paid at par with their other counterparts, who had been appointed on regular basis.

The ground taken is that since the petitioners were performing the same duties as their other counterparts, there could be no differentiation in the payment of salary that was disbursed to the petitioners, who were daily wagers.

These writ petitions were disposed of by this Court with a direction to the respondents to consider the claim of the petitioners in the light of the judgment rendered in **CWP No.4382 of 2002**, titled as **Satbir Singh versus State of Haryana**, decided on **21.03.2002**, within a period of four weeks. After the disposal of the writ petitions by this Court and directing the respondents to consider the claim of the petitioners in terms of the judgment rendered in Satbir Singh's case (supra), the respondents-University challenged

the said order along with the order passed in Satbir Singh's case (supra) before the Supreme Court. The matter was considered before the Supreme Court and the said SLPs were disposed of remitting the matter back to this Court for disposal and to consider whether the persons employed on contract basis can claim equal pay on the basis of equal pay equal work rule. Liberty was also granted to the petitioners to amend their writ petitions.

The SLPs came to be disposed of on 05.10.2005, however, in the meantime, State of Haryana issued a notification dated 01.10.2003, formulating a new policy for regularization of daily wagers, adhoc workers, contractual workers etc. and the petitioners came to be regularized under the said policy and have been working as such and being paid the remuneration on the said posts. Some of the petitioners have since retired/expired and have not raised any grievance thereafter.

Consequently, this Court is of the opinion that since the matter stands settled, no further orders are called for, considering the fact that the petitioners herein have been regularized.

All the four writ petitions are accordingly disposed of.

11.01.2023
Chetan Thakur

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned Yes/No

Whether reportable Yes/No