

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

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CWP No.6439 of 2023
Date of decision:28.03.2023

Sukhpal and others

... Petitioners

Vs.

State of Haryana and another

... Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Madan Pal, Advocate
for the petitioners.

SUVIR SEHGAL, J. (Oral)

Instant petition has been filed *inter alia* seeking issuance of a writ in the nature of mandamus for directing the respondents to grant the minimum pay scale and dearness allowance to the petitioners for the post of Assistant.

Counsel for the petitioners submits that the petitioners were engaged as Assistant pursuant to advertisement dated 06.09.2016 and are being paid a fixed salary. He submits that in compliance of the directions given by the Hon'ble Supreme Court in **State of Punjab and others Vs. Jagjit Singh and others 2016(4) SCT 641**, Govt. of Haryana has issued instructions dated 03.11.2017 (Annexure P-5) extending the benefit of 'equal pay for equal work' to various categories of employees specified therein. Counsel submits that despite repeated representations and legal notice, petitioners are being denied the due benefit. He submits that petitioners would be satisfied in case a direction is issued to the official respondent to look into the legal notice dated 26.12.2022 (Annexure P-16),

which is pending.

Notice of motion.

On asking of the Court, Mr.Pankaj Middha, Additional Advocate General, Haryana accepts notice on behalf of the respondents.

Given the nature of order being passed, this Court does not deem it necessary to call for a response from the respondents.

Having heard counsel for the parties, but without commenting upon the claim of the petitioners as raised in the writ petition or in the representations/legal notice, this petition is disposed of with a direction to respondent No.2 to examine the legal notice dated 26.12.2022 (Annexure P-16) within a period of four months from the date of communication of copy of this order. In case, respondent No.2 finds that claim of the petitioners cannot be acceded to, an order be passed assigning reasons for rejection.

March 28, 2023

savita

(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No