

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

Date of decision : 31.05.2023

109

CWP No.12084 of 2023

Pardeep Kumar and others

..... Petitioners

versus

State of Punjab and others

..... Respondents

119

CWP No.12316 of 2023

Suneel Kumar and others

..... Petitioners

versus

State of Punjab and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN

Present: Mr. A.P.S.Rehan, Advocate for the petitioners.

Mr. Aman Dhir, DAG, Punjab.

Mr. Vikas Chatrath, Advocate
for respondents No.2 & 3 (in both cases).

PANKAJ JAIN, J. (Oral)

1. These two petitions have been filed invoking writ jurisdiction of this Court seeking mandamus directing the respondents to regularize the services of the petitioners and further directions to pay the salary/emoluments similar to the one being paid to the regular employees working in PUNBUS and Punjab Roadways on the principle of equal pay for equal work.

2. Counsels are *ad idem* that writ petition No.30016 of 2018, ***Tarsem Singh & ors. Vs. State of Punjab & ors.*** came up for consideration before this Court involving similar question wherein this Court directed the competent authority to consider the representation/legal notice made by the petitioners after affording them an opportunity of hearing and to take a reasoned decision

thereafter within a period of 03 months from the date of receipt of representation made by the employees.

3. Counsel for the petitioners submits that the petitioners have moved representations dated 25.04.2023 (Annexures P-3) in both the writ petitions to respondent No.3 and at this stage they would be satisfied if a direction is given to respondent No.3 to look into the matter and decide their representation within any reasonable time.

4. In view of the aforesaid factual position, present writ petitions are disposed off with a direction to respondent No.3 to consider the representations served at the behest of the petitioners after affording them an effective opportunity of hearing. Needless to say, the petitioners shall be at liberty to supplement the representation within a period of 15 days from today. The competent authority shall thereupon take a decision in accordance with law within a period of 03 months. In case, the petitioners are entitled for their right, the same be granted within the aforesaid period and in case the authority finds that they are not entitled, the same be rejected by passing a speaking order in accordance with law within the time period as stipulated herein.

5. Ordered accordingly.

6. Photocopy of this order be placed in the connected files.

(PANKAJ JAIN)
JUDGE

31.05.2023

Pooja sharma-I

Whether speaking/reasoned
Whether Reportable :

Yes
No