

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-11929-2017 (O&M)
Date of decision : 18.05.2023

Manjit Kaur

..... Petitioner

versus

State of Punjab and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN

Present: Ms. Mehak Bedi, Advocate for
Mr. Vivek K. Thakur, Advocate
for the petitioner.

Mr. Inderpreet Singh Kang, AAG, Punjab.

Mr. T.V.S. Lehal, Advocate
for respondents No.5 and 6.

PANKAJ JAIN, J. (Oral)

The petitioner who has been appointed as class IV post made made to work as Computer Clerk pursuant to P-9 w.e.f. 04.11.2015.

2. In terms of affidavit of Shri Ramparkash, Executive Officer, filed today in Court, the petitioner continued to work on the said post till 17.05.2023. In view of law laid down by the Apex Court in the case of ***Smt. P. Grover vs. State of Hayana, 1983(4) SCC 291*** and further reiterated in ***State of Punjab vs. Dharampal 2017(9) SCC 395***, the petitioner would be entitled for the salary attached to the higher post, i.e. the post of Computer Clerk which is a group C post.

3. In view of above, respondents are directed to release the arrears of the salary payable to the petitioner for the aforesaid period within a period of 08 weeks from the date of receipt of certified copy of the order. Mr. Lehal further submits that so far as the claim of the petitioner to the promotional post of Clerk is concerned, the same shall be considered in due course of time.

- 4. Disposed off, accordingly.
- 5. Since the main case has been decided, pending miscellaneous application, if any, shall also stands disposed off.

(PANKAJ JAIN)
JUDGE

18.05.2023
Dinesh

Whether speaking/reasoned :	Yes
Whether Reportable :	No