

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

- (1)

CMs-13828-29-CWP-2023 in/and CWP-2032-2015

Yash Pal and another

.....Petitioners

Versus

State of Haryana and another

....Respondents
- (2)

CMs-13973-74-CWP-2023 in/and CWP-2638-2015

Ranbir Singh Doon

.....Petitioner

Versus

State of Haryana and another

....Respondents
- (3)

CMs-13977-78-CWP-2023 in/and CWP-2732-2015

Braham Deep Singh and others

.....Petitioners

Versus

State of Haryana and another

....Respondents

Date of decision : 23.08.2023

CORAM: HON'BLE MR. JUSTICE RAVI SHANKER JHA, CHIEF JUSTICE
HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Rajiv Atma Ram, Senior Advocate, with
Mr. Brijesh Khosla, Advocate,
for the petitioners in CWP-2032-2015.

Mr. B.S. Rana, Senior Advocate, with
Mr. Nayandeep Rana, Advocate, and
Mr. Pardeep Singh Poonia, Advocate,
for the petitioner in CWP-2638-2015.

Mr. Hemant Bassi, Advocate,
for the petitioners in CWP-2732-2015.

Mr. Deepak Balyan, Addl. Advocate General, Haryana.

RAVI SHANKER JHA, CHIEF JUSTICE (Oral)

CM-13828-CWP-2023 in CWP-2032-2015
CM-13973-CWP-2023 in CWP-2638-2015
CM-13977-CWP-2023 in CWP-2732-2015

For the reasons set out in the applications, duly supported by
affidavits, the main cases are pre-poned and taken up today for hearing.

Applications stand disposed of accordingly.

CM-13829-CWP-2023 in/and CWP-2032-2015
CM-13974-CWP-2023 in/and CWP-2638-2015
CM-13978-CWP-2023 in/and CWP-2732-2015

These petitions have been filed by the petitioners assailing the notification dated 13.01.2015, rescinding the Haryana State Food Commission, as well as the order dated 13.01.2015, vide which the petitioners have been relieved from the post of Members of the Commission.

Vide order dated 11.02.2015, operation of the impugned notification and order dated 13.01.2015 was stayed by this Court.

Evidently and undisputedly, the petitioners were permitted to continue as Members of the Commission and with the efflux of time, they have completed their term on 06.08.2019. Therefore, the respondents have filed these applications stating that as far as the issues raised in the petitions are concerned, the petitions be dismissed as having been rendered infructuous.

However, it is pointed out by learned senior counsel for the petitioners that vide CM-11268-CWP-2019 in CWP-2032-2015, the petitioners raised grievance that the respondent – authorities had paid salary in the un-revised pay scales, which was subsequently revised with effect from 01.01.2016, and the petitioners have not been paid allowances as well as the revised pension on account of revision of pay scales. Though notice of the aforesaid Civil Miscellaneous application (CM-11268-CWP-2019) was issued, but reply has not been filed by the respondents – authorities.

Learned Additional Advocate General, Haryana, submits that the authorities would take a decision on the issues raised by the

petitioners regarding payment of revised salary, allowances and pension due to them, and in case, it is found that any amount is due, the same would be released to the petitioners.

In view of the aforesaid, while taking the statement of learned State counsel on record, in respect of the issues raised by the petitioners regarding payment of revised salary, allowances and pension etc., the petitions are disposed of as having been rendered infructuous.

However, it goes without saying that the petitioners would be at liberty to file fresh petition(s) in case any cause of action survives or arises.

(RAVI SHANKER JHA)
CHIEF JUSTICE

(VIKAS BAHL)
JUDGE

August 23, 2023
ndj

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