

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

210

CWP-8880-2018

Date of decision:20.01.2023

Jai Bhagwan and others

... Petitioners

Vs.

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: None for the petitioners.

Mr. Saurabh Mohunta, DAG, Haryana.

SUVIR SEHGAL J. (ORAL)

Petitioners are un-represented.

Similar was the position on the previous occasion.

Instant writ petition has been filed under Article 226/227 of Constitution of India for issuance of a writ in the nature of mandamus directing the respondents to pay the petitioners the minimum of pay scale as revised from time to time with permissible allowances, as is being paid to similarly placed regular employees in view of the judgment of the Supreme Court in **State of Punjab and others Versus Jagjit Singh and others** 2016 (4) SCT 641.

A perusal of the petition shows that the petitioners claim to have been appointed on different dates from 1987 to 1994. They have averred that they are working on daily wages and are doing the same work and duty as is being discharged by regular employees. Claim has been raised for grant of minimum pay scale by placing reliance upon the judgment of the Apex Court in Jagjit Singh's case (supra).

Petition has been pending at the motion stage since 2018. Despite repeated opportunities, no response has been filed on behalf of the respondents.

Given the nature of order being passed, this Court does not deem it necessary to grant another opportunity to the State, although it has been sought, to file a response.

Having considered the matter, but without examining the claim raised, writ petition is disposed of with a direction to respondent No.2- The Engineer-in-Chief, PWD Public Health, Haryana, to consider the claim of the petitioners in the light of the judgment of the Hon'ble Supreme Court in Jagjit Singh's case (supra) and pass a reasoned order within a period of 04 months, in case, the claim of the petitioners cannot be acceded to.

20.01.2023
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(SUVIR SEHGAL)
JUDGE

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