

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

124

LPA -1726-2023 (O&M)
Date of Decision: 16.11.2023

State of Haryana and another

... Appellants

Versus

Vinod Kumar and others

... Respondents

**CORAM: HON'BLE MS.JUSTICE RITU BAHRI, ACTING CHIEF JUSTICE
HON'BLE MR.JUSTICE AMAN CHAUDHARY**

Present: Mr. Deepak Balyan, Additional Advocate General, Haryana.

AMAN CHAUDHARY, J.

CM-4357 & 4360-LPA-2023

For the reasons stated in the applications, the same are allowed and delay in refiling as well as filing the appeal is hereby condoned, subject to all just exceptions.

Main appeal

1. Challenge in the present intra-Court appeal, filed under Clause X of the Letters Patent is to the judgement dated 31.10.2022, whereby the civil writ petition preferred by the respondents came to be allowed.
2. Learned counsel appearing on behalf of the appellant State would submit that the respondents have been wrongly held entitled to a salary of the higher post even when there was a clear stipulation in the order directing them to discharge duties thereof, that they shall not be entitled to any financial benefit on account of the same.
3. Heard.
4. Notably, the learned Single Judge vide common judgement dated 31.10.2022, had decided CWP-2666-2018, titled as Pardeep Narayan vs. State of

Haryana and another, and CWP-456-2020 titled as Vinod Kumar and others vs. State of Haryana and another, involving common question of law.

5. Aggrieved State, filed LPA 1629-2023 in the case of Pardeep Narayan, which after hearing the learned State counsel, was dismissed by this Court vide judgement dated 06.11.2023.

6. The present appeal also stands dismissed being covered by the decision in LPA-1629-2023.

(RITU BAHRI)
ACTING CHIEF JUSTICE

(AMAN CHAUDHARY)
JUDGE

16.11.2023

Ankur

Whether speaking / reasoned: YES / NO

Whether Reportable: YES / NO