



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CWP-17110-1996 (O&M)
Date of Decision:07.05.2024

Bharat Bhushan and another

.....Petitioners

versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present:- Mr. S.K. Sharma, Advocate for the petitioners.
Mr. Gaurav Jindal, Addl. A.G. Haryana.
Mr. Jagbir Malik, Advocate for respondents No.2 and 3.

JASGURPREET SINGH PURI J.(Oral)

At the outset, learned counsel for the respondents No.2 and 3 submitted that during the pendency of the present petition an Act of Legislature i.e. The Haryana (Abolition of Distinction of Pay Scale between Technical and Non-Technical Posts) Act, 2014 (Annexure R2/1) has been passed and by virtue of the same, it has been so provided that the benefit of higher pay-scale cannot be granted to the persons who have not been granted the same, on the ground of possessing a technical qualification. He further submitted that although there was an exception in the aforesaid Act that those who have already been granted the aforesaid benefit will remain protected but in the present case petitioners were never granted the aforesaid benefit. As by the aforesaid Act of Legislature, the instructions have been withdrawn therefore the petitioners are not entitled to the benefit of higher pay scale.

In view of the above, the present petition is dismissed.

(JASGURPREET SINGH PURI)
JUDGE

07.05.2024