

CWP-4102-2024 and
all connected cases

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2024:PHHC:039143

123+124

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-4102-2024

Date of Decision:19.03.2024

1)

VARINDER PAL KAUR

..... Petitioner

Versus

STATE OF PUNJAB AND OTHERS

..... Respondents

2)

CWP-4059-2024

NAVDEEP KAUR

.....Petitioner

Versus

STATE OF PUNJAB AND OTHERS

.....Respondents

3)

CWP-4095-2024

VISHALDEEP JASSAL

.....Petitioner

Versus

STATE OF PUNJAB AND OTHERS

.....Respondents

4)

CWP-4108-2024

PINDERJIT SINGH

.....Petitioner

Versus

STATE OF PUNJAB AND OTHERS

.....Respondents

5)

CWP-4099-2024

MEENAKSHI ARORA

.....Petitioner

Versus

STATE OF PUNJAB AND OTHERS

.....Respondents

6)

CWP-4109-2024

NEELAM JINDAL

.....Petitioner

Versus

STATE OF PUNJAB AND OTHERS

.....Respondents

7)

CWP-4113-2024

CWP-4102-2024 and 2 2024:PHHC:039143
all connected cases

PARMINDER KAUR BHATTIPetitioner

Versus

STATE OF PUNJAB AND OTHERSRespondents

8) CWP-4141-2024

VANDANAPetitioner

Versus

STATE OF PUNJAB AND OTHERSRespondents

9) CWP-4142-2024

HARVINDER KAURPetitioner

Versus

STATE OF PUNJAB AND OTHERSRespondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present : Mr. H.C. Arora, Advocate with
Ms. Sunaina, Advocate for the petitioner.

Mr. Aman Dhir, DAG, Punjab.

JAGMOHAN BANSAL, J. (Oral)

1. By this common order CWP-4102-2024, CWP-4059-2024, CWP-4095-2024, CWP-4108-2024, CWP-4099-2024, CWP-4109-2024, CWP-4113-2024, CWP-4141-2024 and CWP-4142-2024 are being disposed of since issues involved in all the petitions and prayer sought are common. With the consent of parties and for the sake of brevity, facts are borrowed from CWP-4102-2024.
2. The petitioner through instant petition under Article 226 of the Constitution of India is seeking setting aside of order dated 06.01.2023 (Annexure P-1) whereby respondent has reduced her salary and further ordered recovery of Rs.1,36,486/-.
3. The petitioner is working as Analyst with State Food and

Drug Laboratory, Kharar. Owing to implementation of recommendations of 6th Punjab Pay Commission, she is entitled to arrears. The respondent by impugned order dated 06.01.2023 (Annexure P-1) has ordered to re-fix pay of the petitioner and further ordered for recovery of Rs.1,36,486/-. A partial amount has been recovered from the arrears and remaining amount has been ordered to be recovered in 12 monthly installments.

4. Mr. H.C. Arora, Advocate submits that petitioner has not been supplied instructions/guidelines which are foundation of impugned order. She is not aware why and how her pay has been reduced. She was neither issued show cause notice nor granted opportunity of hearing prior to passing of impugned order.

5. Learned State counsel submits that it is factually correct that petitioner has not been supplied instructions/guidelines which are foundation of impugned order.

6. Without commenting upon merits of the case, all the petitions are hereby disposed of with a direction to respondents to pass a speaking order with respect to reduction of pay of the petitioners. They shall also be supplied copy of instructions/guidelines which are basis of reduction of pay. The needful shall be done within 3 months from today. Till the passing of fresh order further recovery shall not be made.

(JAGMOHAN BANSAL)

JUDGE

19.03.2024

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Whether speaking/reasoned	Yes/No
<i>Whether Reportable</i>	<i>Yes/No</i>