

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Sr. No.244 CWP No.3889 of 1997
Date of Decision: 31.01.2024

Prem Chand and others Petitioners
Versus
State of Haryana and others ... Respondents

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present: Mr. B.R. Rana, Advocate for the petitioners
Mr. Rohit Arya, DAG, Haryana.

TRIBHUVAN DAHIYA, J. (ORAL)

This petition has been filed seeking a writ of *mandamus* directing the respondents to grant the benefit of higher pay scale on account of the petitioners' post-graduate qualifications from the dates of acquiring the same or from the dates of their joining service, in view of instructions of the Government dated 23.07.1957.

2. It is not disputed at Bar that the issue raised herein stands settled against the petitioners as per law laid down by the Supreme Court in *State of Haryana and others v. Hem Lata Gupta and others*, 2010(2) SCC 369, wherein it was held that after revision of pay scales for teachers with effect from 01.12.1967, they could not claim benefit of higher pay scales based upon an earlier circular, as the same stood superseded by the revised pay scales notified.

3. In view thereof, the petitioners' claim for grant of benefit of higher pay scale on account of the post-graduate qualifications becomes unsustainable. Accordingly, the petition stands dismissed.

(TRIBHUVAN DAHIYA)
JUDGE

31.01.2024
Payal Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No