



CM-12259-CWP-2024
CM-12260-CWP-2024 in/and
CWP-6917-2021

1

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(106) CM-12259-CWP-2024
CM-12260-CWP-2024 in/and
CWP-6917-2021
Date of Decision : December 02, 2024

Sumeet Sabharwal and others

.. Petitioners

Versus

State of Punjab and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Dilpreet Singh Gandhi, Advocate, for the petitioners.
Mr. Charan Preet Singh, Assistant Advocate General, Punjab.

HARSIMRAN SINGH SETHI J. (ORAL)

CM-12259-CWP-2024

Present application has been filed for preponing the date of hearing of the main case from 02.12.2024 to an early actual date.

As the main case is listed today, present application has become infructuous.

CM stands disposed of as infructuous.

CM-12260-CWP-2024

Present application has been filed for disposal of the main case in terms of order passed in *CWP No.19049 of 2017 titled as Rajesh Kumar and others vs. State of Punjab and others*, decided on 29.07.2024 as well



CM-12259-CWP-2024
CM-12260-CWP-2024 in/and
CWP-6917-2021

2

as in *CWP No.9481 of 2021 titled as Sarabjit Singh and others vs. State of Punjab and others, decided on 18.07.2024.*

Notice of the application to the counsel opposite.

Mr. Charan Preet Singh, Assistant Advocate General, Punjab, accepts notice on behalf of the respondents. He raises no objection for the grant of prayer as raised in the present application.

Keeping in view the averments made in the application, which are duly supported by an affidavit, the application is allowed subject to all just exceptions and the main case is taken up for hearing.

CWP-6917-2021

1. Learned counsel for the petitioners submits that the petitioners are entitled for minimum of the pay scale along with arrears keeping in view the judgment of the Hon'ble Supreme Court of India in *State of Punjab and others vs. Jagjit Singh and others 2016 (4) SCT 641* and the benefit is not being given to the petitioners, which is arbitrary and illegal hence, the respondents are under an obligation to release the benefit to the petitioners.

2. Learned counsel for the respondents submits that the claim of the petitioners for the grant of salary under the judgment in *Jagjit Singh's case (supra)*, will be considered and appropriate order on the prayer of the petitioners will be passed within a period of eight weeks of the receipt of copy of this order and in case, it is found that the petitioners are discharging the same duties as being discharged by the regular employees working in the same cadre, appropriate relief will be given to the petitioners otherwise due reasons will be mentioned in the speaking order to be passed for not accepting the



CM-12259-CWP-2024
CM-12260-CWP-2024 in/and
CWP-6917-2021

3

claim of the petitioners, which reasons will be conveyed to the petitioners for their information and necessary action.

3. Learned counsel for the petitioners submits that keeping in view the statement of learned counsel for the respondents, the present writ petition may kindly be disposed of having been not pressed any further.

4. Ordered accordingly.

December 02, 2024
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

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