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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Date of Decision : 12-11-2024

1. CM-18436-18437-2024 in/and
CWP No.9460 of 2022(O&M)

KARANVIR SINGH BAIDWAN

.....Petitioner

VERSUS

MAHARAJA RANJIT SINGH PUNJAB TECHNICAL UNIVERSITY
BATHINDA

.....Respondent(s)

2. CM-18444-18445-2024 in/and
CWP No.9600 of 2022 (O&M)

NAVEEN SINGLA AND ORS.

.....Petitioners

VERSUS

MAHARAJA RANJIT SINGH PUNJAB TECHNICAL UNIVERSITY
BATHINDA

.....Respondent(s)

And

3. CWP No.360 of 2024

SANJAY BHATNAGAR

.....Petitioner

VERSUS

STATE OF PUNJAB AND ORS.

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. R.K Malik, Sr. Advocate with
Mr. Samrat Malik, Advocate and
Mr. Sandeep Dhull, Advocate for the petitioners in
CWP No.9460 of 2022 and CWP No.9600 of 2022.

Mr. Vikas Chatrath, Advocate
for the petitioner in CWP No.360 of 2024.

Mr. Puneet Sharma, Advocate with
Ms. Gunjan Sachdeva, Advocate for
the respondent-University in
CWP No.9460 of 2022 and CWP No.9600 of 2022.

Mr. Sukhdeep Singh Bhinder, Advocate
For the respondent-University in CWP No.360 of 2024.

Ms. Shruti, AAG Punjab.

HARSIMRAN SINGH SETHI, J. (Oral)

**CM-18437-2024 in/and CWP No.9460 of 2022(O&M) and
CM-18445-2024 in/and CWP No.9600 of 2022 (O&M)**

The present applications have been filed for placing on record
short affidavit along with Annexures R-1/1 to R-1/4.

Keeping in view of the contents mentioned in the applications,
the same is allowed. Affidavit along with Annexures R-1/1 to R-1/4 are
taken on record in the respective writ petitions.

**CWP No.9460 of 2022(O&M), CWP No.9600 of 2022 (O&M) and
CWP No.360 of 2024**

Present bunch of three writ petitions involve common question
of law in the background of common set of facts and thus they are being
decided by a common order.

In the present set of three petitions, the grievance being raised
by the petitioners is that their pay scale on the post of Associate Professor
has been withdrawn wrongly and that too without any valid justification.

Learned Senior counsel on behalf of the petitioner(s) submits
that the pay scale on which the petitioner(s) were working while working on

the post of Associate Professor was rightly given to them but the same has been withdrawn not only by violating the Rules of Principles of Justice but that too without there being any valid justification as well.

While issuing notice of motion, the respondents have filed their reply. In the reply, the respondents have submitted that the order of withdrawing the benefit of the pay scale which the petitioners were enjoying was stayed by an order dated 06.05.2022 and the petitioners were continuing to get the pay scale, which was extended to them prior to the issuance of the impugned orders.

In the reply, the respondent-University has come up with the plea that after the withdrawal of pay scale from the petitioner by the impugned order, certain clarifications were sought from the State Government, which has not been received so far though, keeping in view the interim order passed, the petitioners were continuing to get the pay scale to their liking.

The learned State counsel submits that though they are not party in two of the petitions but submits that in case, any letter seeking clarification has been received from the University, the appropriate order will be passed by the competent authority on the said issue giving due Clarification to the University on the issue concerned and the said Clarification will be given within a period of 8 weeks from the receipt of copy of this order.

Learned counsel for the respondent-University submits that the whatever Clarification is received from the State, the same will be put to the petitioner(s) in case, the same goes against their interest, for their objections

and whatever the objections are received from the petitioner(s), the same will be considered and an appropriate fresh order will be passed whether, the pay scale which the petitioner(s) are enjoying as of now, needs to be modified in any manner and in case, the said order is to be passed, due reasons will be given after considering the objections raised by the petitioner(s) and till then, the pay scale of the petitioner(s) which they are enjoying as of now, will not be modified.

Learned counsel for the petitioner(s) submits that keeping in view of the statement of the learned State counsel as well as counsel for the respondent-University, no further grievance of the petitioner(s) survives in the present set of three petitions and the same may kindly be disposed of as having been not pressed any further.

Ordered accordingly.

Pending application, if any, also stands disposed of.

Photocopy of this order be placed on the files of other connected cases.

(HARSIMRAN SINGH SETHI)
JUDGE

12-11-2024

Sapna Goyal

NOTE: Whether speaking: YES/NO
Whether reportable: YES/NO