

CWP-8637-2024
and all connected cases

1

2024-PHHC:083834



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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

1) CWP-8637-2024
Date of Decision:08.07.2024

RAJNI BALA AND OTHERS Petitioners
Versus

STATE OF PUNJAB AND OTHERS Respondents

2) CWP-9221-2022 (O&M)

MANJIT SINGH AND ANRPetitioners
Versus

STATE OF PUNJAB AND OTHERSRespondents

3) CWP-2465-2022 (O&M)

DEEPALI HANDAPetitioner
Versus

STATE OF PUNJAB AND OTHERSRespondents

4) CWP-10259-2022 (O&M)

DEEPAK AGGARWALPetitioner
Versus

STATE OF PUNJAB AND OTHERSRespondents

5) CWP-10517-2022 (O&M)

SAVITA SOODPetitioner
Versus

STATE OF PUNJAB AND OTHERSRespondents

6) CWP-2534-2022 (O&M)

NARESH KUMAR AND OTHERSPetitioners
Versus

STATE OF PUNJAB AND OTHERSRespondents

7) CWP-3693-2022 (O&M)

GURNAM SINGH AND OTHERSPetitioners
Versus

STATE OF PUNJAB AND OTHERSRespondents

CWP-8637-2024
and all connected cases
8)

2

2024-PHHC:083834



CWP-7904-2022 (O&M)

JASWINDER KAURPetitioner
Versus
STATE OF PUNJAB AND OTHERSRespondents

9) CWP-29640-2022 (O&M)

MADAN MOHAN AND OTHERSPetitioners
Versus
STATE OF PUNJAB AND OTHERSRespondents

10) CWP-8126-2021 (O&M)

GURTEJ SINGH AND OTHERSPetitioners
Versus
STATE OF PUNJAB AND OTHERSRespondents

11) CWP-10277-2021 (O&M)

GURMEET SINGH AND OTHERSPetitioners
Versus
STATE OF PUNJAB AND OTHERSRespondents

12) CWP-12116-2021 (O&M)

KAMALJIT SINGH AND OTHERSPetitioners
Versus
STATE OF PUNJAB AND OTHERSRespondents

13) CWP-759-2022 (O&M)

RAVI KANT JHA AND OTHERSPetitioners
Versus
STATE OF PUNJAB AND OTHERSRespondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present : Mr. Sameer Sachdeva, Advocate for the petitioners.

Mr. Pankaj Bhardwaj, Advocate
for the petitioner in CWP-2465-2022.

Mr. Tushar Sharma, Advocate
for the petitioners in CWP-10517-2022
CWP-8126-2021, CWP-12116-2021 & CWP-10277-2021.

Mr. Satnam Preet Singh, DAG, Punjab.



Mr. R.S. Cheema, Advocate
for respondent No.4 in CWP-2534-2022.

Mr. Tajeshwar Singh Sullar, Advocate
for respondent No.4 in CWP-759-2022.

JAGMOHAN BANSAL, J. (Oral)

1. By this common order CWP-8637-2024, CWP-9221-2022 CWP-2465-2022, CWP-10259-2022, CWP-10517-2022, CWP-2534-2022, CWP-3693-2022, CWP-7904-2022, CWP-29640-2022, CWP-8126-2021, CWP-10277-2021, CWP-12116-2021 & CWP-759-2022 are disposed of since issues involved in the captioned petitions and prayer sought are common. With the consent of parties and for the sake of brevity, facts are borrowed from CWP-8637-2024.

2. The petitioners through instant petition under Articles 226/227 of the Constitution of India are seeking setting aside of order dated 22.08.2022 (Annexure P-2) whereby respondent has declined claim of petitioner *qua* re-fixation of pay as per Career Advancement UGC Scheme.

3. Mr. Sameer Sachdeva, Advocate submits that petitioners are working as teaching staff in Government aided college in the State of Punjab and they have been wrongly declined benefit of fixation of pay as per Career Advancement UGC Scheme. The respondent while passing impugned order has observed that claim of the petitioners cannot be approved for want of final adjudication of Civil Writ Petition No.6739 of 2014. The said writ petition stands adjudicated vide judgment dated 17.01.2019 passed by this Court. The respondent preferred intra court appeal assailing aforesaid judgment of Learned Single Judge. LPA No.475 of 2022 alongwith LPA No.962 of 2022 and LPA No.1017 of

2022 stand dismissed vide order dated 12.12.2023 passed by a Division Bench of this Court. In view of dismissal of LPA, the respondents are bound to grant benefit of Career Advancement UGC Scheme.

4. Mr. Satnam Preet Singh, DAG, Punjab expressed his inability to controvert the fact that Letters Patent Appeal against judgment dated 17.01.2019 passed in Civil Writ Petition No.6739 of 2014 stands dismissed and issue involved in the present petitions is squarely covered by aforesaid judgment. He further expressed his inability to controvert the fact that petitioners were denied benefit because of pendency of appeal before Division Bench of this Court.

5. As issue stands settled by this Court vide judgment dated 17.01.2019 passed in Civil Writ Petition No.6739 of 2014 and LPA filed by State stands dismissed, this Court finds it appropriate to dispose of all the petitions in terms of judgment dated 17.01.2019 passed in Civil Writ Petition No.6739 of 2014.

6. Pending misc. application(s), if any, shall also stand disposed of.

(JAGMOHAN BANSAL)
JUDGE

08.07.2024
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Whether speaking/reasoned	Yes/No
<i>Whether Reportable</i>	<i>Yes/No</i>