

**CWP-9851-2020 (O&M) and
other connected cases**

2024:PHHC:170943



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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
(Sr. No. 204)

- (1)

CWP-9851-2020 (O&M)
Date of Decision : 19.12.2024
- Duryodhan Gurdial Singh and others

...Petitioners
- Versus
- State of Punjab and others

...Respondents
- (2)

CWP-12927-2020 (O&M)
- Bandana Bhatti and another

...Petitioners
- Versus
- State of Punjab and others

...Respondents
- (3)

COCP-2248-2020 (O&M)
- Jagjit Singh

...Petitioner
- Versus
- Krishan Kumar and others

...Respondents
- (4)

CWP-1071-2021(O&M)
- Lalit Bhagat

...Petitioner
- Versus
- State of Punjab and others

...Respondents
- (5)

CWP-22338-2020 (O&M)
- Surinder Singh

...Petitioner
- Versus
- State of Punjab and others

...Respondents

CWP-9851-2020 (O&M) and
other connected cases

2024:PHHC:170943



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(6) CWP-17854-2021 (O&M)
Dinesh Verma and others ...Petitioners

Versus

State of Punjab and others ...Respondents

(7) CWP-23075-2021 (O&M)
Munish Garg ...Petitioner

Versus

State of Punjab and others ...Respondents

(8) CWP-4430-2022 (O&M)
Gurinder Singh and others ...Petitioners

Versus

State of Punjab and others ...Respondents

(9) CWP-25069-2022 (O&M)
Munish Sharma ...Petitioner

Versus

State of Punjab and others ...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Kapil Kakkar, Advocate for the petitioners
in CWP-9851-2020, CWP-12921-2020, COCP-2248-2020,
CWP-22338-2020, CWP-1071-2021 and CWP-23075-2021.

Mr. H.C. Arora, Advocate with
Ms. Sunaina, Advocate for the petitioner(s)
in CWP-17854-2021.



Mr. Pankaj Bains, Advocate for
Mr. Ritesh Aggarwal, Advocate for the petitioner(s)
in CWP-4430-2022.

Mr. Amandeep Singh Manaise, Advocate
for the petitioner(s) in CWP-25069-2022.

Mr. Swapan Shorey, Deputy Advocate General, Punjab.

Ms. Neha Randhawa, Advocate for
Mr. Parambir Singh, Advocate for respondent No. 2
in CWP-23075-2021.

Mr. A.P.S. Mann, Advocate
for respondent No. 2 in CWP-89851-2020.

Mr. Tarun Vir Singh Lehal, Advocate
for respondent No. 4 in CWP-1071-2021.

Mr. Ranjit Singh Kalra, Advocate with
Ms. Mona Yadav, Advocate for respondent No. 3
in CWP-12927-2020.

Ms. Paramjit Kaur Deol, Advocate
for respondent No. 3 in CWP-25069-2022.

Harsimran Singh Sethi J. (Oral)

1. By this common order, nine writ petitions, the details of which have been given in the heading, are being decided as all these petitions involve the same question of law on similar facts.

2. In the present bunch of petitions, the challenge is to the revision of the salary of the petitioners on the ground that the benefit of protection of pay was wrongly given to the petitioners despite the amendment of Rule 4.4 of Punjab Civil Services Rules Volume-I, Part-I on 28.03.2019 by which, the employees who are working in any Board, Corporation or Society of the



Government of Punjab are not entitled for protection of pay after joining the Government service.

3. Learned counsel for the petitioners submit that the petitioners intend to challenge the Notification dated 28.03.2019 (Annexure R-1) which seeks to oust the claim of the petitioners who were working though in a Society, but was being managed by the Government for all intents and purposes. Learned counsel submits that as per the interim order, the recovery of the payment made has been stayed, hence, the present petitions may kindly be disposed of having been not pressed any further with liberty to challenge the Notification dated 28.03.2019 (Annexure R-1) by filing appropriate petition and the interim order dated 15.07.2020 of this Court granted to the petitioners in the present petitions be allowed to continue for a period of two months starting from today.

4. Learned counsel for the respondents raises no objection for proposal of the petitioners.

5. Keeping in view the above, the present petitions are disposed of having been not pressed any further with liberty to the petitioners to file a fresh one on the same cause of action so as to challenge the Notification dated 28.03.2019 (Annexure R-1). The interim order already made in favour of the petitioners so as not to recover the excess amount paid to them will continue to operate for a period of two months starting from today.

6. Petitions are disposed of in above terms.

7. Pending miscellaneous application, if any, also stands disposed of.



8. A photocopy of this order be placed on the file of connected cases.

December 19, 2024
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No