



**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CWP-3054-2002

Date of decision: 11.12.2024

STATE OF HARYANA AND ANOTHER

....PETITIONER

Vs.

MAYA DEVI AND ANOTHER

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: Mr. Raman Sharma, Addl. A.G., Haryana
for the petitioner.

Ms. Jai Shree Kaushik, Advocate for
Mr. Ajay Chaudhary, Advocate
for respondent No. 2.

JAGMOHAN BANSAL, J (ORAL)

1. The petitioner through instant petition under Articles 226/227 of the Constitution of India is seeking setting aside of Award dated 10.05.2001 (Annexure P-6) whereby Labour Court has answered the reference in favour of the workman.
2. The petitioner No. 2 is a Government Department and respondent No 1 was its workman. She on 01.06.1996 was appointed on compassionate ground. She was terminated on 31.03.1997. The Labour Court by impugned Award dated 10.05.2001 ordered to reinstate her with continuity of service and full back wages from 12.10.1998 i.e. date of demand notice.
3. Counsel for respondent No. 2 submits that workman was reinstated and thereafter regularized on 27.10.2014. Thus, petition may be dismissed.



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4. On being confronted with afore-stated facts, Mr. Raman Sharma, Addl. A.G., Haryana expressed his inability to controvert findings of Labour Court *qua* reinstatement, however, submits that workman if not already paid, may not be held entitled to back wages.
5. Counsel for the workman does not dispute afore-stated arrangement.
6. In the wake of statement of both sides, petition stands disposed of with the modification of the impugned order to the effect that if not already released, the workman shall not be entitled to back wages.

11.12.2024
manoj

[JAGMOHAN BANSAL]
JUDGE

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