



IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

1. CWP-12666-2024
Date of Decision :- 27.05.2024

Santosh and othersPetitioners

VERSUS

Mission Director-National Health
Mission, Haryana and othersRespondents

2. CWP-12544-2024

Pushkar DahiyaPetitioner

VERSUS

Union of India and othersRespondents

3. CWP-2822-2022

Satish Kumar and othersPetitioners

VERSUS

State of Haryana and othersRespondents

CORAM HON’BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present Mr.R.K.Malik, Sr.Advocate
with Mr. Kartikey Chaudhary, Advocate,
for the petitioner in CWP-12666-2024.

Mr. Neeraj Januha, Advocate,
for the petitioner in CWP-12544.2024.

Mr. Ashwani Nagra, Advocate
for the petitioner in CWP-2822-2022.

Mr. Satya Pal Jain, Addl. Solicitor Genral of India
with Mrs. Saigeeta Srivastava, Advocate
and Mr. Arnav Kumar, Advocate,
for UOI.



Mr. Pankaj Midda, Addl. AG, Haryana and
Mr. Harish Nain, Asstt. AG, Haryana.

HARSIMRAN SINGH SETHI, J (ORAL)

1. By this common order, three 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. For deciding the petitions, facts are being taken from CWP-12666-2024.

2. Learned Senior counsel appearing for the petitioner(s) argue that though the claim of the petitioner(s) for the grant of benefit of minimum pay scale of the post on which the petitioner(s) are working, as being given to the regular employees, has been declined by the respondents but the case has been forwarded to the higher authorities for sympathetic consideration to grant the said benefit to the petitioner(s) on the ground that it is only the State, which can pass an appropriate order keeping in view the bye-laws 2018 dated 29.12.2017 (Annexure P/3), which governs the respondent-society.

3. Learned Senior counsel appearing for the petitioner submits that as the petitioner is suffering since long, the respondents be directed that keeping in view the recommendations made vide impugned order dated 19.03.2024 (Annexure P-6) for consideration of the claim of the petitioner by the higher authorities, the said consideration be finalized in a time bound manner so that no further prejudice is caused to the petitioner(s).

4. Notice of motion.

5. Mr. Harish Nain, AAG, Haryana accepts notice on behalf of the respondent-State and Mr. Satya Pal Jain, Sr. Advocate (Addl. Solicitor General of India) with Ms. Saigeeta Srivastava, Advocate and Mr. Arnav Kumar, Advocate, accepts notice on behalf of the respondent-UOI.



6. Learned counsel for the respondents submits that appropriate decision in terms of the recommendations made by the authority concerned will be finalized in a time bound manner and in case, it is found feasible to accept the recommendations of the authority concerned qua the grant of benefit of minimum pay scale of the post on which the petitioner(s) are working, the same will be extended to the petitioner(s) otherwise, due reasons for not accepting the claim of the petitioner(s) will be mentioned in the speaking order, which order will be passed within a period of 03 months from the date of receipt of copy of this order and the said speaking order will be conveyed to the petitioner(s) in all the writ petitions as well.

7. Learned Senior counsel appearing for the petitioner(s) in CWP-12666-2024 and learned counsel appearing for the petitioner in other writ petitions submit that keeping in view the statement made by learned counsel for the respondents, the present petitions may kindly be disposed of having been not pressed any further at this stage.

8. Ordered accordingly.

9. A photocopy of the order be placed on the files of other connected writ petitions.

27.05.2024
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(HARSIMRAN SINGH SETHI)
JUDGE

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