

CWP No. 20150 of 2024 and
CWP No. 20317 of 2024

1

2024:PHHC:133553



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(120) CWP No. 20150 of 2024
Date of Decision : 14.10.2024

Shiromani Gurdwara Parbandhak Committee and another
...Petitioners

Versus

Sucheta Rani and others
...Respondents

(121) CWP No. 20317 of 2024

Shiromani Gurdwara Parbandhak Committee and another
...Petitioners

Versus

Jagroop Singh and others
...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. D.S. Patwalia, Senior Advocate with
Mr. Mrigank Sharma, Advocate and
Ms. Alisha Sharda, Advocate for the petitioners.

Mr. Satbir Singh Gill, Advocate for the respondents/Caveators
No. 1 to 4 in CWP-20150-2024 and
for respondents/Caveators No. 1 to 9 in CWP-20317-2024.

Mr. Brea Sandhu, Advocate for respondent No. 5
in CWP-20150-2024.

Harsimran Singh Sethi J. (Oral)

After arguing for some time, learned senior counsel appearing on
behalf of the petitioners submits that qua some of the benefits, which have
been ordered to be released by the impugned order dated 19.02.2024
(Annexure P-2) passed by the Educational Tribunal, the Resolution has been
passed by the petitioners on 09.10.2024 for release of the same, and other



benefits directed to be released under the said order are under consideration of the respondents for which appropriate Resolution will be passed.

Learned counsel for the respondents-employees submits that once the respondents themselves have decided to release the partial benefits for which direction has been given in the impugned order, the respondents are liable to release all the benefits as, the same are admissible to the employees keeping in view the service rendered by them.

Keeping in view the facts and circumstances mentioned here-in-before, no illegality except financial hardship in the order passed by the Educational Tribunal has been pointed out by the learned senior counsel appearing on behalf of the petitioners and rather, detailed reasons have been given by the Educational Tribunal to release the benefits in favour of the respondents-employees, hence, no ground is made out for any interference by this Court in the present petitions. The financial hardship is no ground to deny an employee benefit to his/her legitimate right qua the service conditions and the service actually rendered.

Let the respondents release the benefits admissible to the petitioners under the said order within a period of eight weeks of the receipt of copy of this order.

Petitions are disposed of in above terms.

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

October 14, 2024
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(HARSIMRAN SINGH SETHI)
JUDGE

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