



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

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**CWP-15672-2024 (O&M)
Date of Decision:- 22.11.2024**

SUMIT KUMAR AND ORS

...Petitioner(s)

Versus

UNION OF INDIA AND ORS

...Respondent(s)

**CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL
HON'BLE MR. JUSTICE SANJIV BERRY**

Present : Mr. Sahir Singh Virk, Advocate for the petitioners.

Mr. Tapan Masta, Advocate
for respondent No.1-UOI (appearing through VC).

Mr. Munish Bhardwaj, Advocate for respondents No.2 to 5.

DEEPAK SIBAL. J. (Oral)

1. The petitioners are employees of the Indian Railways and through the instant petition seek to declare Rule 8(2)(ii) of the Railway Servants (Hours of Work and Period of Rest) Rules 2005 (Annexure P-5) *ultra vires* Articles 14, 21 and 39 of the Indian Constitution. They further challenge the letter/instruction dated 14.06.2024 (Annexure P-3) issued by the Northern Railways rejecting their representation filed by them to object to their long working hours. The petitioners further pray for issuance of directions to the respondents to reduce their working hours, as according to them, they are being made to work well beyond their duty hours, for which no extra remuneration is also being paid to them.

2. The petitioners are the employees of the Union of India and



through this petition have raised issues pertaining to their service conditions. Therefore, they have an efficacious alternate remedy available to them under Section 14 of the Administrative Tribunals Act, 1985, to which they are relegated.

3. Disposed of.

(DEEPAK SIBAL)
JUDGE

(SANJIV BERRY)
JUDGE

22.11.2024
S.Sharma(syr)

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