



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

221(2)

CWP-2858-2014

Date of decision: 22.07.2024

ENGINEER-IN-CHIEF, HARYANA PWE B&R BRANCH

CHANDIGARH AND ANOTHER

...PETITIONERS

Vs.

SATPAL & ANOTHER

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: Mr. Raman Sharma, Addl. A.G., Haryana
for the petitioner(s)-State.

Ms. Abha Rathore, Advocate
for respondent No.1.

JAGMOHAN BANSAL, J (ORAL)

1. On 07.02.2024, the following order was passed:

“Counsel for the parties are directed to place on record the relevant evidence in support of their arguments before the next date of hearing fixed before this Court.

Adjourned to 29.02.2024.

A photocopy of this order be placed on the file of other connected case.”

2. Mr. Raman Sharma, Addl. A.G., Haryana submits that pursuant to Section 17-B of Industrial Disputes Act, 1947, the petitioner since 2014 has been paying to respondents equal to their last drawn salary. He further submits that 50% of backwages as awarded by Tribunal comes to Rs.54,000/-. The respondents have already attained age of superannuation still they are getting last drawn salary because of mandate of Section 17-B of Industrial Disputes Act.



3. On the asking of Court, Mr. Raman Sharma, Addl. A.G., Haryana confirmed that backwages of respondent as ordered by Tribunal comes to Rs. 60,000/-.
4. Ms. Abha Rathore, Advocate expressed her inability to controvert the fact that 50% of backwages as awarded by Tribunal comes to Rs. 60,000/-
5. To resolve the issue and considering the fact that respondents have already attained age of superannuation, they in view of mandate of 17-B of Industrial Disputes Act are getting salary equal to last drawn pay without work and backwages Rs.60,000/-, the petition without commenting on merits, is hereby disposed of with a direction to petitioners to pay aforesaid amount within 6 weeks from today.

22.07.2024
manoj

[JAGMOHAN BANSAL]
JUDGE

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