

2024.PHHC:075168



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CWP-22744-2017 (O&M)
Date of decision:23.05.2024

Ravinder Singh and others		Petitioners
	Versus	
State of Punjab and another		Respondents
		CWP-4378-2018 (O&M)
Preet Kiran and another		Petitioners
	Versus	
State of Punjab and another		Respondents

CORAM: HON’BLE MR. JUSTICE AMAN CHAUDHARY

Present:- Mr. RK Arora, Advocate
Mr. Jugam Arora, Advocate for the petitioners

Mr. Arun Gupta, DAG, Punjab

AMAN CHAUDHARY, J.(ORAL)

1. These cases involve similar issues and therefore, are being disposed of together by this common judgment.
2. The prayer in the present petitions is for quashing the clause in the order dated 14.03.2017 to the effect that there should not be any break between the adhoc and regular service, so as to grant the benefit of pay fixation by counting the ad hoc service of the petitioners.
3. Learned counsel submits that the benefit of pay fixation by counting ad hoc service, that was followed by regular service, was not granted to the petitioners, on account of there being a break in their service, which has now been

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condoned, vide order dated 28.05.2019 (Annexure P-17) and they have been given the deemed date of appointment w.e.f 01.01.1997. It is further submitted that the benefits have been given only to petitioner No.9-Gurdeep Kaur, in a pick and choose manner. Even otherwise, in view of the direction of this Court, **State of Punjab and others vs. Kewal Singh¹**, it has been decided, vide the order dated 29.01.2018, appended as Annexure R-1 with the reply, that for the purpose of computing retiral benefits adhoc service or service rendered on 89 days basis shall also be considered as qualifying one. In view of the aforesaid development that has taken place, during the pendency of the petitions, he, on instructions, submits that the petitioners would be satisfied if a direction is given to the respondents to decide their claim in a time bound manner.

- 4. Learned State counsel has no objection to the limited prayer made.
- 5. In view of the above and without commenting on the merits of the cases, present petitions are hereby disposed of with a direction to the respondents to decide the claim of the petitioners taking note of the submissions made as also the facts as stated hereinabove, within a period of 6 months, which this Court has no reason to believe the authorities would not address in a just, fair and reasonable manner.
- 6. A photocopy of this order be placed on the file of the connected case.
- 7. Pending applications, if any, shall be rendered as disposed of.

MAY 23, 2024
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(AMAN CHAUDHARY)
JUDGE

Whether speaking/reasoned
Whether reportable:

Yes/No
Yes/No