



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

105

CWP-9402-1999 (O & M)
Date of Decision: 30.01.2025

Madan Mohan and others

.....Petitioner(s)

Versus

The State of Haryana and another

....Respondent(s)

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: Mr. Samrat Malik Advocate,
for the petitioners.

Mr. Raman Sharma, Addl. A.G., Haryana.

Mr. Padamkant Dwivedi, Advocate,
for respondent No.2.

JAGMOHAN BANSAL, J. (Oral)

1. The petitioners through instant petition filed under Article 226 of the Constitution of India are seeking direction to respondent to grant pay scale of Rs.480-760 w.e.f. 01.02.1981 and scale of Rs.1200-2040 w.e.f. 01.01.1986.

2. The petitioners were appointed as Street Light Inspectors during 1981-86. They were absorbed as Electricians w.e.f. 31.03.1989. The petitioner No.2 was appointed as Electrician on 13.07.1973. They were granted scale of Rs.400-660 w.e.f. 01.04.1979, Rs.900-1500 w.e.f. 01.01.1986 and Rs.1200-2040 w.e.f. 01.05.1990.

3. Mr. Samrat Malik, learned counsel for the petitioners submits that in view of judgment of this Court in ***Rajbir Singh and others vs. Haryana State***



petitioners were entitled to higher pay scale with effect from the date the employees of State Government were extended i.e. 01.01.1986.

4. Mr. Dwivedi submits that judgment of this Court in **Rajbir Singh (supra)** was assailed before Supreme Court and matter came to be remanded back to this Court. A Full Bench was constituted which vide judgment dated 31.01.2009 titled as ***Rajbir Singh and others vs. HSEB and others, 2009 SCC OnLine P&H 1230*** [(for short 'Rajbir Singh (II)'] over-ruled opinion of Division Bench and held the employees entitled to pay scale from the date granted by Haryana State Government.

5. The petitioners are relying upon judgment of this Court in **Rajbir Singh (supra)** which stands over-ruled by Full Bench of this Court. The petitioners were working with Municipal Corporation, Faridabad and petitioners in **Rajbir Singh (II) (supra)** were working with HSEB. Both are autonomous bodies. The claim of petitioners in **Rajbir Singh (II) (supra)** was identical to claim of petitioners herein.

6. In view of judgment of this Court in **Rajbir Singh (II) (supra)**, the instant petition deserves to be dismissed and accordingly dismissed.

7. Pending application, if any, shall also stand disposed of.

30.01.2025
shivani

(JAGMOHAN BANSAL)
JUDGE

Whether reasoned/speaking	Yes
Whether reportable	No