



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

213

CWP-21157-2018 (O&M)

Date of decision: 21.01.2025

Jagjit Singh and Others

....Petitioners

Versus

State of Punjab and Others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. Vivek Sharma, Advocate for the petitioners

Mr. Charanpreet Singh, AAG Punjab

AMAN CHAUDHARY, J. (ORAL)

1. The prayer made in the present petition is to grant a regular pay scale to the petitioner after protecting their pay as being done in the case of doctors appointed under PCMS cadre, when they were performing duties in Government Medical College as Senior Residents on selection having been made by the State.
2. The petitioners, who were appointed as doctors in the year, 2011 in the Department of Rural Development, were granted pay scale from 2011 onwards as those of PCMS cadre doctors, however, their pay was not protected on being assigned duties as Senior Residents in Government Medical Colleges and as such meted with discrimination insofar as the PCMS cadre doctors are concerned, who was granted the same pay scale with service benefits.
3. Learned counsel submits that though the recovery has not been effected from the petitioner in terms of the order passed by this Court on 31.05.2019, however, now subsequent development has taken place inasmuch as



that vide notification issued, during pendency of the present petition, in the year, 2021, the doctor in the Rural Development, merged into the PCMS cadre and the distinction has now removed vide notification dated 23.08.2022. In this regard, reliance is placed on **Pawan Kumar vs. State of Haryana¹** and **J.L. Bhutani vs. State of Haryana,²**.

4. The aforesaid facts having been brought out, during the course of hearing, learned State counsel, on instructions, states that the respondents would not be averse to have a relook at the matter and decide afresh, taking note of the aforesaid judgments, 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.

5. The aforesaid satisfies the learned counsel for the petitioners.

6. The matter stands disposed of accordingly and if the petitioners are found entitled, grant the benefit forthwith. Needless to say, if the orders are adverse to their interest, the same may be passed after granting opportunity of hearing to them and shall contain reasons, whereupon they shall be free to seek legal redress thereupon.

(AMAN CHAUDHARY)
JUDGE

21.01.2025
M.Kamra

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

¹ 2003 (5) SLR 334
² 1997 (3) SCT 407