

2025:PHHC:131192



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

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CWP 28253 of 2025

Date of Decision: 22.09.2025

Pawan Kamboj and others

...Petitioners

Versus

State of Punjab and others

... Respondents

CORAM : HON'BLE MR. JUSTICE N.S.SHEKHAWAT

Present : Mr. H.S. Saini, Advocate
for the petitioners.

N.S.SHEKHAWAT, J. (Oral)

1. The petitioners have filed the present writ petition under Article 226/227 of the Constitution of India with the following prayers:-

“Civil Writ Petition under Articles 226/227 of Constitution of India for issuance of any appropriate, writ, order or direction especially in nature of mandamus directing the respondents to consider the claim of the petitioners for extending them the benefit of judgment of Hon'ble High in case of "Saurabh Sharma and others Vs State of Punjab and others, CWP 15896 of 2023" decided on 13.09.2024 (ANNEXURE/P-5) and followed in many other similar matters including "CWP No. 22995 of 2024, Imran Hussain and others Vs State of Punjab and others" (ANNEXURE/P-6), decided on 14.10.2024, which principal judgement has been further affirmed by the Hon'ble Division Bench vide

judgement/order dated 10.12.2024 (ANNEXURE/P-8), and further upheld by the Hon'ble Supreme Court vide order dated 20.01.2025 passed in "SLP (C) No. 1158/2025" (ANNEXURE/P-9) and reaffirmed vide order dated 20.03.2025 passed in "Review Petition No. 400 of 2025" (ANNEXURE/P-10), and consequently, grant them the benefit of regular pay scale of Rs. 10300-34800+4200 G.P., as stipulated in the statutory Rules, "Punjab State Elementary Education (Teaching Cadre) Group C Service Rules, 2018" dated 21.05.2018, as amended from time to time and also consider their claim for grant of full pay scale with all allowances to them during the period of their probation, especially in view of the decision of the Hon'ble Division Bench in the case "CWP No. 8922 of 2017, Gurwinder Singh and others Versus State of Punjab and others" decided on 13.09.2018 as well as "CWP No. 6391 of 2016, Dr. Vishvdeep Singh and others versus State of Punjab and others" decided on 26.10.2018 read with orders passed in bunch of writ petitions including lead case of "CWP No. 17064 of 2017, Ajay Kumar Singla and others Vs. State of Punjab and others" decided on 16.02.2023 and release all the due consequential benefits, as per their entitlement from the due date till the date of actual benefits, along with interest on its delayed payment at the rate of 12% per annum from the due date of their entitlement till the date of actual payments in their favour".

2. Learned counsel for the petitioners contends that the case of the petitioners is squarely covered by the ratio of the law laid down by this Court in CWP-15896-2023 (O&M), titled as **"Saurabh**

Sharma and others Vs. State of Punjab and Anr.” dated 13.09.2024

(Annexure P-12), which has been duly upheld by a Division Bench of this Court in LPA-2977-2024 (O&M), titled as **“State of Punjab and Anr. Vs. Dr. Saurabh Sharma and Others”** .

3. Learned counsel further submits that the petitioners have already submitted a legal notice-cum-representation dated 08.08.2025 (Annexure P-7) to the official respondents and he shall be satisfied in case, appropriate directions are issued to the respondents to decide the legal notice-cum-representation dated 08.08.2025 (Annexure P-7) in a time bound manner.

4. Notice of motion.

5. On the asking of the Court, Mr. Charanpreet Singh, AAG, Punjab who is present in the Court, accepts notice on behalf of the official respondents and has no serious objection to the limited prayer made by learned counsel for the petitioners, at this stage.

6. I have heard learned counsel for the parties and perused the record carefully.

7. At this stage, it would be appropriate to direct the respondent No.1 to decide the legal notice-cum-representation dated 08.08.2025 (Annexure P-7) in view of the law laid down by this Court in CWP-15896-2023, titled as **“Saurabh Sharma and others Vs. State of Punjab and Anr.”** dated 13.09.2024 and in LPA-2977-2024 (O&M), titled as **“State of Punjab and Anr. Vs. Dr. Saurabh Sharma**

and Others” within a period of four months of date of receipt of certified copy of this order.

8. Needless to observe that the respondent No.1 shall pass a speaking and well reasoned order in the light of the above referred judgments as well as relevant rules/instructions and in case, it is found that the petitioners are entitled to relief claimed in the representation, all consequential benefits may also be released to the petitioners forthwith alongwith some reasonable rate of interest.

9. Disposed of in the aforesaid terms.

22.09.2025
amit rana

(N.S.SHEKHAWAT)
JUDGE

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