

2026:PHHC:027609



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

202

CWP-11408-2001 (O&M)

Date of decision: February 20, 2026

SHAKUNTLA VERMA

...Petitioner

Versus

STATE OF HARYANA AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present: None for the petitioner.

Mr. Rohit Arya, Additional Advocate General, Haryana.

TRIBHUVAN DAHIYA, J. (ORAL)

The petition has been filed *inter alia* seeking a writ of *certiorari* quashing the orders dated 27.11.2000 and 04.07.2001, Annexures P-2 and P-5 respectively, whereby the petitioner was found not entitled to grant of JST grade and her salary was refixed. Besides, recovery was also ordered to be effected of the excess payment made to her on account of wrong fixation.

2. Learned State counsel contended that as per the instructions dated 07.04.1999, the benefit of JST grade was admissible only to those JBT/C&V teachers who had acquired higher qualification before 09.03.1990, and were appointed before that date. The petitioner was appointed subsequent thereto on 19.04.1993, and joined service on 26.04.1993. Accordingly, her pay was rightly refixed, and recovery was ordered to be effected.

3. Considering the submissions, this Court is not inclined to interfere with the impugned orders to the extent the petitioner's pay has been refixed in terms therewith. However, in terms of law laid down in *State of Punjab and others v. Rafiq Masih (White Washer) and others*, 2015(4) SCC 334, recovery cannot be allowed to be effected from the petitioner as the benefit was extended to her by the Department on its own.
4. The petition stands disposed of in the aforesaid terms.
5. Pending application(s), if any, shall also stand disposed of.

February 20, 2026

Jaspreet Kaur

(TRIBHUVAN DAHIYA)

JUDGE

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Whether speaking/reasoned : *Yes/No*

Whether reportable : *Yes/No*