

CWP-20944-2011 (O&M)

2026:PHHC:065110



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

207

CWP-20944-2011 (O&M)

Date of decision: 28.04.2026

Contract PRTC Workers Union And Ors

.....Petitioners

VERSUS

State Of Punjab And Ors

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present:- Mr. Amit Jhanji, Sr. Advocate with
Mr. Abhishek K. Premi, Advocate
for the petitioners.

Mr. Vikas Sonak, AAG, Punjab.

Mr. Anupam Singla, Advocate
for respondents No.3 and 4.

None for respondent No.7.

Mr. Chanderdeep Singh, Advocate
for respondent No.8.

HARPREET SINGH BRAR, J. (Oral)

1. The present Civil Writ Petition under Article 226 of the
Constitution of India is filed for the issuance of an appropriate writ, order, or

CWP-20944-2011 (O&M)

2026:PHHC:065110



direction, particularly in the nature of *mandamus*, directing the respondents as under:

(i) To implement the decision of the this Court dated 22.03.2010 (Annexure P-10) and to confirm petitioner Nos. 2 to 4, as well as all other similarly situated employees, i.e., members of petitioner No. 1, as conductors/drivers/workshop staff under Regulation 10 of the Pepsu Road Transport Corporation (Conditions of Appointment & Service) Regulations, 1981; and to grant them status along with all consequential benefits arising therefrom in terms of Regulations 14, 13, 12, etc., with effect from the date of confirmation, including fixation of initial pay/pay in accordance with the provisions of the Punjab Civil Services Rules, Vol. I, Part I, and grant of pay scales on the pattern of the State Government.

(ii) By way of abundant caution, to issue a writ of *mandamus* in view of Section 10 of the Contract Labour (Regulation & Abolition) Act, 1970, declaring that the workmen purportedly employed by PRTC through contractors are, in fact, employees of PRTC and not of the contractors, in view of Section 12 of the said Act and Annexure P-8; and further to direct the respondents to make appointments of such employees on a permanent basis in terms of the judgment dated 22.03.2010 (Annexure P-10).

CWP-20944-2011 (O&M)

2026:PHHC:065110



In the alternative:

(iii) To issue a writ of *mandamus* in terms of Section 10 of the Contract Labour (Regulation & Abolition) Act, 1970, directing the appropriate Government to prohibit the employment of contract labour in PRTC and to make appointments of petitioner Nos. 2 to 4 and other similarly situated employees on a permanent basis in terms of the judgment dated 22.03.2010 (Annexure P-10).

In the further alternative:

(iv) To issue a writ of *mandamus* declaring petitioner Nos. 2 to 4 and other similarly situated employees entitled to monetary and other benefits in terms of Rule 25(2)(v)(a) of the Contract Labour (Regulation & Abolition) Central Rules, 1971, and to direct their appointment on a permanent basis in terms of the judgment dated 22.03.2010 (Annexure P-10).

(v) To issue a writ of *mandamus* directing PRTC to adjust petitioner Nos. 2 to 4 and all similarly situated employees against the posts advertised vide Annexures P-13(i) and P-13(ii), and only in the event of any posts remaining vacant, to fill the same from candidates other than those already working for PRTC.

It is further prayed that, during the pendency of the present writ petition, respondents No. 3 and 4 be restrained from making any

CWP-20944-2011 (O&M)

2026:PHHC:065110



appointments in pursuance of advertisements dated 23.09.2011 (Annexures P-13(i) and P-13(ii)). It is also prayed that respondents No. 3 and 4 be directed to forthwith pay a monthly salary of Rs. 6,500/- / Rs. 7,500/- to petitioner Nos. 2 to 4 as well as to all other similarly situated employees until the final decision of the writ petition and that respondents No. 3 and 4 be restrained from paying Rs.6,500/- Rs.7,500/- per month to any contractual conductor/driver/workshop staff appointed pursuant to the aforesaid advertisements without first paying the same to the petitioners during the pendency of the writ petition.

2. Learned Senior Counsel for the petitioners submits that the petitioners, who have approached this Court in their individual capacities would represent the respondent-Corporation and their claims may be considered in the light of judgment rendered by this Court in ***Daljeet Singh and others vs. Sate of Punjab and another, CWP-5684-2026.***

3. Learned counsel representing respondents No.3 and 4 submits that the claim of the individual petitioners would be examined in the light of judgment rendered by this Court in ***Daljeet Singh and others (supra).***

4. Therefore, in view of the prayer made by learned counsel for the petitioners, respondents No.3 and 4 are directed to consider the claim of the individual petitioners in light of judgment passed in ***Daljeet Singh and others (supra)*** and pass a well reasoned speaking order after affording an

CWP-20944-2011 (O&M)

2026:PHHC:065110



opportunity of hearing to the petitioners, within a period of 03 months from the date of receiving a certified copy of this order. Further, the decision taken thereof shall be conveyed to the petitioners.

5. Needless to say, if the petitioners are found entitled to the relief sought, the same shall be granted forthwith by respondents.

6. Disposed of, accordingly, so also the pending miscellaneous application(s), if any.

(HARPREET SINGH BRAR)
JUDGE

28.04.2026

Parul Verma

Whether speaking/reasoned. : Yes/No
Whether Reportable : Yes/No