

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

2026:PHHC:014707-DB



LPA-1774-2019 (O&M)

Date of Decision: 02.02.2026

Haryana Vidyut Parsaran Nigam Ltd.

...Appellant

Vs.

Piar Chand and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ASHWANI KUMAR MISHRA
HON'BLE MR. JUSTICE ROHIT KAPOOR

Present: Mr. Deepak Balyan, Advocate for the appellant.

Mr. K.L. Arora, Advocate for the respondents.

ASHWANI KUMAR MISHRA, J. (Oral)

1. This appeal has been filed assailing the judgment of the learned Single Judge dated 03.05.2019, whereby the benefit of pay-scale admissible to Senior Technicians, has been granted to the respondents/writ-petitioners.
2. Facts, as have been noticed by the learned Single Judge are that the respondents were appointed as T/Mate or Lab Assistant with the Haryana State Electricity Board (for short 'the HSEB'). They were promoted in due course and were working as Senior Technicians at the time of filing of the writ petition in the year 1993. They claimed parity with Senior Technicians working in other units, who were granted pay-scale of Rs.1600-2660 w.e.f. 01.01.1986. The respondents, however, were granted pay scale of Rs.1350-2200.

3. In the writ petition, the appellant contended that upon restructuring carried out in HSEB, the post of Head Mistri was re-designated as Senior Technician w.e.f. 1988. The post of Senior Technician was, however, subsequently abolished in other departments like Thermal Plant, Panipat and Faridabad and was re-designated as Foreman Grade-I. It was for this reason that the respondents' claim for pay scale of Rs.1600-2660 was denied.

4. Learned Single Judge has taken note of the HSEB Order dated 19.08.1987, whereby the pay scale of Rs.700-1250 of Senior Technician, has been revised to Rs.1600-2660. Since the learned Single Judge found the respondents to be working against post of Senior Technician and the pay-scale of Senior Technicians was otherwise revised to Rs.1600-2660, as such denial of such pay-scale to the respondents was not approved. The learned Single Judge, therefore, has allowed the writ petition by observing as under:-

“6. It is the conceded position that vide H.S.E.B. Office Order No.384/Finance dated 19.08.1987 (Annexure P-13), pay of 'Senior Technician' was revised from Rs.700-1250/- to Rs.1600-2660/-. The petitioners admittedly belong to Group-X at Sr.No.5 per Annexure P-13 and wherein revised pay scale of 'Senior Technician' has been prescribed as Rs.1600-2660/-. Therefore, the cadre of 'Senior Technician' was in existence on 01.01.1986 in the HSEB. Without going into the other aspects as brought out and argued by the learned counsels, I am of the opinion that petitioners are entitled to the scale of 'Senior Technician' since they belong to Group 'X'.

7. Benefit of revision of pay scale as admissible to the 'Senior Technician', by virtue of revision of pay scales vide Annexure P-13 at the time of re-designation of petitioners from 'Head Mistri' to 'Senior Technician' is thus admissible to them.

8. In the premise, impugned order dated 03.02.1993 (Annexure P-5) does not stand judicial scrutiny and is not tenable and,

accordingly, is set aside. Respondents are directed to pay the arrears to the petitioners with effect from the date when they were re-designated as 'Senior Technician' i.e. 17.02.1988.

9. Let the needful be done within a period of 3 months from the date of receipt of a certified copy of this order.”

5. Learned counsel for the appellant submits that HSEB was subsequently re-divided into four separate juristic entities and, therefore, the respondents were placed in the workshop establishment, where the pay-scale was lesser. It is also the case of the appellant that there existed a separate policy for their promotion and, therefore, the judgment of the learned Single Judge requires interference.

6. Learned counsel for the respondents, on the other hand, contends that the writ petition was filed in the year 1993, when the pay-scale of Rs.1600-2660 was admissible to Senior Technicians, but the same was denied by the appellant. Any subsequent bifurcation of HSEB, therefore, cannot be a ground to deny the benefit of higher pay-scale extended to Senior Technicians.

7. We have examined the matter in the light of submissions advanced and find that the cause brought before the learned Single Judge related to denial of pay-scale admissible to Senior Technicians in HSEB. In 1993, the HSEB was a single unit. The office order had already been issued by the competent authority of HSEB prescribing the pay-scale of Rs.1600-2660 for Senior Technicians. This order was intact and had been in force. Once that be the position and in view of the admitted fact that the respondents were Senior Technicians, the grant of pay-scale of Rs.1600-2660 was absolutely justified and merits no interference. The mere fact that subsequent in point of time, department has been bifurcated in separate units,

cannot be a ground to deny the benefit of higher pay-scale once such benefit was already admissible in terms of the decision taken by the competent authority of the HSEB in 1987 itself.

8. In that view of the matter, the appeal is found to be bereft of merit and the same is dismissed accordingly.

9. All pending misc. application(s), if any, also stand disposed of.

(ASHWANI KUMAR MISHRA)
JUDGE

(ROHIT KAPOOR)
JUDGE

02.02.2026
rajesh

1. Whether speaking/reasoned?	:	Yes/No
2. Whether reportable?	:	Yes/No