



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

219

CWP-3658-2018

Date of decision: 05.05.2025

Geeta Rai and another

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. R. K. Arora, Advocate, for the petitioners.

Ms. Shruti, AAG, Punjab.

AMAN CHAUDHARY, J. (Oral)

1. Prayer made in the present petition is for quashing the impugned order dated 07.04.2017 (P-14) whereby, petitioners claim for granting them protection of their pay on 01.01.1996 with pay scale of Rs.5000-8100/- as allowed to the other Junior Assistants in terms of interpretation to the notification dated 19.05.1998 (P-7) and also to quash the circular letter dated 08.03.2017 (P-15).

2. Learned counsel for the petitioner states that the benefit sought to be taken by the petitioners is on the basis of judgment in the case of ***State of Punjab and Others Vs. Anil Kumar and Others*** passed in ***LPA No.1729 of 2012*** decided on 05.02.2014 wherein, due to the objection raised on the ground of delay arrears were restricted to 38 months which is acceptable to the petitioners, whereas this has not been taken into consideration while rejecting the claim. Reference is also made to the judgment dated 13.11.2024 passed in ***CWP-4493-2017, "Sushil Kumar and Anr. Vs. State of Punjab and Others."***



3. The aforesaid facts having been brought out, during the course of hearing, learned State counsel, in 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, uninfluenced by the order impugned in the present case, which this Court has no reason to believe the authorities would not address in a just, fair and reasonable manner.

4. The aforesaid satisfies the learned counsel for the petitioner.

5. 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

05.05.2025

anil

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