



CWP-28694-2025

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

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CWP-28694-2025

Date of Decision: 24.09.2025

Surender Singh and others

...Petitioners

Versus

State of Haryana and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL**

Present: - Ms. Ekta Thakur, Advocate and  
Ms. Gurleen Kaur, Advocate for the petitioners  
Mr. Ashok Kumar Khubbar,  
Additional Advocate General, Haryana  
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**JAGMOHAN BANSAL, J.** (Oral)

1. The petitioners through instant petition under Articles 226/227 of the Constitution of India are directions to respondents to step up their pay at par with their juniors.
2. The petitioners joined Haryana Police Force as Wireless Operators during 1972-1973. Petitioners Nos.1, 2 & 3 retired on 31.09.2008, 31.10.2010 and 31.07.2010 respectively. During their service, they had passed promotional course ROG-III and SOG-II. The State Government vide notification dated 23.08.1990 modified pay scale of various posts w.e.f. 01.05.1990. The further amendment was made vide notification dated 26.07.1991. Few employees of the State Government filed petitions before this Court seeking technical pay scale. The said petitions were filed in 1991 and came to be allowed vide judgment dated 18.01.2010. The State preferred Special Leave Petition before Hon'ble Supreme Court which came to be



dismissed. The State Government issued instructions dated 09.08.2010 for strict compliance of aforesaid judgment of this Court. Few employees like petitioners preferred writ petitions before this Court seeking technical pay scale. They were working as Constables (Wireless Operators). Their petitions were allowed vide judgment dated 22.05.2012. The respondent vide order dated 11.04.2013 declared post of Constable (Operator/Technician) in Telecommunication Wing of Police Department as Technical Post. The benefit of revised pay scale was extended notionally w.e.f. 01.05.1990 and actually from the date of order. The juniors of the few employees started getting more pay, thus, they preferred *CWP No.17578 of 2013* seeking stepping up of their pay at par with their juniors. The respondent stepped up their pay at par with their juniors. The Court disposed of writ petition vide order dated 17.03.2016 with a direction to calculate the arrears of 38 months prior to 11.04.2013. This Court vide order dated 12.05.2023 passed in *CWP No.1402 of 2019* directed the respondent to consider and grant fixation of pay of the employees at par with their juniors w.e.f. the date of their enlistment by treating the technical pay scale to be the functional pay scale for all intents and purposes. The petitioners filed representation dated 18.02.2025 claiming fixation of their pay in the first Assured Career Progression (for short 'ACP') Scheme, second ACP and third ACP on completion of the prescribed period.

3. Learned counsel for the petitioners submits that respondent vide order dated 11.04.2013 declared post of Constable (Operator/Technician) as Technical Post. The benefit of the revised pay scale was made available notionally w.e.f. 01.05.1990 and actually from date of order. The respondent also issued instructions dated 09.08.2010 to implement judgment of this



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Court passed in *CWP No.18754 of 1991*. Despite aforesaid instructions, the petitioners were not granted benefit of revised pay scale.

4. Mr. Ashok Kumar Khubbar, Additional Advocate General, Haryana, who on advance notice is present in Court on behalf of respondent-State, assures the Court that competent authority would consider claim of the petitioners in the light of afore-stated instructions within 6 months from today.

5. Learned counsel for the petitioners agrees with the aforesaid arrangement.

6. In the wake of statement of both sides, the present petition stands disposed of.

7. It is made clear that this Court has not expressed any opinion on the question of delay and laches.

**(JAGMOHAN BANSAL)**  
**JUDGE**

**24.09.2025**

*Mohit Kumar*

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