

IN THE HIGH COURT OF HIMACHAL PRADESH,
SHIMLA.

CWPs No. 2982, 2983, 2984, 2988 of 2012-I &
3021 of 2012-C.

Decided on: 30th April, 2012.

CWP No. 2982 of 2012-I.

Karnail Singh s/o Sh. Bihari Lal r/o village & PO Jawali, Tehsil
Jawali, Distt. Kangra, H.P.

.....Petitioner.

Versus

1. State of H.P. through Secretary Irrigation cum Public Health
Department, Shimla-2.
2. Engineer in Chief, IPH Department, US Club Shimla, Distt.
Shimla, H.P.
3. Chief Engineer, IPH Department, Kangra at Dharamshala, Distt.
Kangra, H.P.
4. Suppt. Engineer IPH Department, Shah Nahar Project Circle,
Fathpur, Distt. Kangra, H.P.

.....Respondents.

CWP No.2983 of 2012-I.

Ashwani Kumar s/o Sh. Hari Ram r/o village Kardial PO Phurian,
Tehsil Jawali, Distt. Kangra, H.P.

.....Petitioner.

Versus

1. State of H.P. through Secretary Irrigation cum Public Health
Department, Shimla-2.
2. Engineer in Chief, IPH Department, US Club Shimla, Distt.
Shimla, H.P.
3. Chief Engineer, IPH Department, Kangra at Dharamshala, Distt.
Kangra, H.P.
4. Suppt. Engineer IPH Department, Shah Nahar Project Circle,
Fathpur, Distt. Kangra, H.P.

.....Respondents.

CWP No. 2984 of 2012-I.

Shamsher Singh s/o Sh. Thuru Ram r/o village Sanour PO & Tehsil
Indora, Distt. Kangra, H.P.

.....Petitioner.

Versus

1. State of H.P. through Secretary Irrigation cum Public Health
Department, Shimla-2.
2. Engineer in Chief, IPH Department, US Club Shimla, Distt.
Shimla, H.P.

3. Chief Engineer, IPH Department, Kangra at Dharamshala, Distt. Kangra, H.P.

4. Suppt. Engineer IPH Department, Shah Nahar Project Circle, Fathpur, Distt. Kangra, H.P.

.....Respondents.

CWP No. 2988 of 2012-I.

Krishan Singh s/o Sh. Nekehi Ram r/o village and PO Barot Banal, Tehsil Jawali, Distt. Kangra, H.P.

.....Petitioner.

Versus

1. State of H.P. through Secretary Irrigation cum Public Health Department, Shimla-2.

2. Engineer in Chief, IPH Department, US Club Shimla, Distt. Shimla, H.P.

3. Chief Engineer, IPH Department, Kangra at Dharamshala, Distt. Kangra, H.P.

4. Suppt. Engineer IPH Department, Shah Nahar Project Circle, Fathpur, Distt. Kangra, H.P.

.....Respondents.

CWP No. 3021 of 2012-C.

Surjeet Singh s/o Sh. Roda Ram r/o village Sughal PO Bharmar, Tehsil Jawali, Distt. Kangra, H.P.

.....Petitioner.

Versus

1. State of H.P. through Secretary Irrigation cum Public Health Department, Shimla-2.

2. Engineer in Chief, IPH Department, US Club Shimla, Distt. Shimla, H.P.

3. Chief Engineer, IPH Department, Kangra at Dharamshala, Distt. Kangra, H.P.

4. Suppt. Engineer IPH Department, Shah Nahar Project Circle, Fathpur, Distt. Kangra, H.P.

.....Respondents.

Coram

***The Hon'ble Mr. Justice Kurian Joseph, Chief Justice
The Hon'ble Mr. Justice Dharam Chand Chaudhary, Judge.***

For the Petitioners : Mr. Dalip K. Sharma, Advocate.

**For the Respondents : Mr. R.K. Bawa, Advocate General,
with Mr. J.K. Verma, DAG.**

Justice Kurian Joseph, C.J. (Oral)

The writ petitions are filed with the following prayer:

“(a) That writ of mandamus may be issued directing the respondent to pay the minimum wages to the petitioner to the post of tracer draftsman since the date of his initial appointment.”

2. According to the petitioners, the issue in principle is covered by Annexure P-4, judgment dated 24th July, 2008 in CWP No. 448 of 2005 titled ***H.P. Housing & Urban Development Authority vs. Nisha Sharma and others.***

In case the judgment, Annexure P-4 has become final and the same has been implemented, similar treatment shall be given to the petitioners herein also. The needful shall be done by the second respondent/competent authority within a period of three months from the date of production of a copy of this judgment along with a copy of the writ petition by the petitioner concerned. Needless to say that the benefits, if any, to which the petitioners are found entitled shall be disbursed to them within another one month.

3. The writ petitions are disposed of, so also the pending applications, if any.

(Justice Kurian Joseph),
Chief Justice

30th April, 2012.
(tr)

(Justice Dharam Chand Chaudhary),
Judge.

