

Sl. No	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGES'S ORDERS
			<p>WPSS No. 656 of 2024 with WPSS No. 657 of 2024 WPSS No. 658 of 2024 WPSS No. 671 of 2024 <u>Hon'ble Manoj Kumar Tiwari, J.</u></p> <p>Mr. Jitendra Chaudhary, Advocate for the petitioners.</p> <p>2. Mr. Rajeev Singh Bisht, Additional Chief Standing Counsel with Mr. Sachin Mohan Singh Mehta, Brief Holder for the State/respondent no. 1.</p> <p>3. Mr. T.A. Khan, Senior Advocate, assisted by Mr. Vinay Bhatt, Advocate for respondent nos. 2 &amp; 3.</p> <p>4. Since common questions of fact and law are involved in these petitions, therefore, all these petitions are clubbed together and are being heard &amp; decided by a common judgment. However, for the sake of clarity, facts of WPSS No. 656 of 2024 are being considered.</p> <p>5. In this writ petition, petitioners have sought the following reliefs:-</p> <p><i>“(1) Issue a writ, order or direction in the nature of Writ of Mandamus, directing and commanding the respondents to pay arrears of revised pay scale and revised arrears of retiral dues as per the revised pay scale w.e.f. 01-10-2015 to 31-12-2016 i.e. for 15 months or for lesser months as per the individual entitlement of the each petitioner alongwith dues of provident fund contribution of that amount along with 12% bank interest from the date of its accrual till the date of actual payment upon the due arrears amount to the every writ petitioner as per his entitlement within a stipulated period of four weeks from today.</i></p> <p><i>(2) Alternatively further it is prayed that a writ of Mandamus, may also be issued and pleased to direct the respondents to take final decision upon the representations moved by the petitioners through their Trade Union for</i></p>

			<p><i>redressal of their grievance by a speaking order within a stipulated period of 04 weeks from today.</i></p> <p><i>(3) Further be pleased to issue any other writ, order or direction which this Hon'ble Court may deem fit and proper in the circumstances of the case as well as keeping in view of the facts highlighted in the body of the writ petition by safeguarding the interest of the petitioners being lower paid retired employees of respondent sugar mill."</i></p> <p>6. Learned counsel for the petitioner relies upon an order passed by this Court in WPSS No. 842 of 2021. Operative portion of the said order is extracted below:-</p> <p><i>"Having regard to the facts and circumstances of the case, writ petition is disposed of by permitting the petitioners to make representation to the Secretary, Cane Development and Sugar Industries, Uttarakhand for payment of arrears of revised pay scale w.e.f. 01.10.2015 to 31.12.2016. If petitioner makes such representation within three weeks from today, the concerned Secretary shall examine the matter in consultation with the Managing Director, Uttarakhand Cooperative Sugar Mills Association Ltd. Dehradun and pass appropriate order, as per law, within eight weeks from the date of production of certified copy of this order.</i></p> <p><i>Petitioner no. 1 shall be at liberty to make separate representation to respondent no. 7 regarding his medical bills and if such representation is made within two weeks from today, decision thereupon shall be taken within eight weeks thereafter."</i></p> <p>7. Learned counsel for petitioners submits that since issue involved is identical, therefore, present writ petitions be also decided in terms of the order dated 30.11.2022 passed in WPSS No. 842 of 2021.</p> <p>8. Mr. T.A. Khan, learned Senior Counsel appearing for respondent nos. 2 &amp; 3 submits that he has no objection, if the writ petitions are decided, in terms of order dated 30.11.2022 passed in WPSS No. 842 of 2021.</p> <p>9. Accordingly, the writ petitions are decided in terms of order dated 30.11.2022 passed in WPSS No. 842 of 2021.</p> <p>(Manoj Kumar Tiwari, J.) 24.05.2024</p> <p>Navin</p>
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