

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 3609 of 2019****With****R/SPECIAL CIVIL APPLICATION NO. 4595 of 2020**

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SONDABHAI MAGANBHAI CHAVDA & ORS.

Versus

STATE OF GUJARAT & ORS.

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Appearance:

MR BHUNESH C RUPERA(3896) for the Petitioners

MR SIDDHARTH RAMI, AGP PLEADER for the Respondent(s) No.
1,2,3,4,5

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CORAM:HONOURABLE MR. JUSTICE MAULIK J.SHELAT**Date : 12/03/2026****COMMON ORAL ORDER**

1. Heard Mr.Bhunesh Rupera, learned advocate for the petitioners and Mr. Siddharth Rami, learned AGP appearing for the State respondents.

2. At the outset, Mr.Rupera, learned advocate for the petitioners would submit that as per the reply filed by the respondent in these matters, petitioner No.6 in Special Civil Application No.3609 of 2019 is entitled to receive the benefit of the higher pay scale, but till date, such benefit is not passed on to petitioner No.6.

3. *Per contra*, Mr.Rami, learned AGP, would submit that appropriate instructions will be given to the concerned department and he assures the Court that the needful will be done within a reasonable time.

4. Considering the aforesaid facts and circumstances and as there is no dispute between the parties that petitioner No.6 of Special Civil Application No.3609 of 2019 is entitled to receive the benefit of the higher pay-scale, but for no reason, till date, petitioner No.6 has not been paid such benefit, the respondent is hereby directed to calculate and pay the benefit of the higher pay-scale to petitioner No.6 on or before 31/05/2026 and also revise his pension, accordingly. The arrears of difference of pay and pension shall be paid to petitioner No.6 on or before 31/05/2026.

5. Sofaras the claims of the rest of the petitioners are concerned, considering the contentious issues raised by the respective parties and furthermore, the issue as regards conversion of work-charged employees to the temporary establishment after 20 years or prior thereto is concerned, it is writ large before the Honorable Apex Court, i.e., Special Leave Petition (C) No.2045 of 2019 and allied matters, according to my view, the matter requires consideration.

6. Hence, issue **Rule** in each matter. Mr. Rami, learned AGP, waives service of rule on behalf of the State-respondents.

7. It is open for the parties to request for early listing of the matter once the aforesaid petition will be decided by the Honorable Apex Court.

(MAULIK J. SHELAT, J)

GAURAV J THAKER

Original copy of this order has been signed by the Hon'ble Judge.
Digitally signed by: GAURAVKUMAR JANARDANBHAI THAKER(HC00951), Principal Pvt. Secretary, at High Court of Gujarat on 13/03/2026 14:40:33