

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 7225 of 2019****With****CIVIL APPLICATION (FOR DIRECTION) NO. 1 of 2022
In R/SPECIAL CIVIL APPLICATION NO. 7225 of 2019**

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KALOL NAGAR PALIKA THROUGH CHIEF OFFICER

Versus

SECRETARY, MUNICIPAL AND PANCHAYAT EMPLOYEES UNION & ORS.

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Appearance:

MR.G.M.JOSHI assisted by MR KEYUR A VYAS(3247) for the Petitioner(s)
No. 1

MR PH PATHAK(665) for the Respondent(s) No. 1

RULE SERVED BY DS for the Respondent(s) No. 2

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CORAM: HONOURABLE MRS. JUSTICE M. K. THAKKER**Date : 27/01/2025****ORAL ORDER**

1. Pursuant to the directions issued by this Court, affidavit is filed by the learned Senior Advocate Mr.Joshi appearing for the petitioner-Nagarpalika, relevant part is reproduced herein below:-

“3. I respectfully submit that, in accordance with the interim order passed by the Honorable High Court, the permanency benefits due to all employees of Kalol Nagarpalika amount to a total sum exceeding Rs. 9,88,00,000/-. However, Kalol Nagarpalika has prepared separate lists detailing some of the employees entitled to these benefits, which include Class-4 cleaners (daily wagers), Class-4 daily wagers, and

*Class-3 substitute employees, some of whom have been employed for over 30 to 35 years. The calculated benefits for each category are of Rs.21,30,700/- for Class-4 cleaners, Rs. 5,38,550/- for Class-4 daily wagers, and Rs. 1,65,048/- for Class-3 substitute daily wagers. It is pertinent to note that there are other employees working with the Nagarpalika who are yet to receive the permanency benefits. Due to the financial constraints faced by the Nagarpalika, it is unable to disburse the full amount of the benefits immediately. Therefore, Kalol Nagarpalika intends to pay these benefits in phases- wise, requiring a period of at least one year to complete the payment to all concerned employees. A copy of the lists detailing the employees and their respective entitlements is annexed hereto and marked as **Annexure-R1.**”*

2. The list which is annexed with the affidavit suggests that petitioner-Nagarpalika proposed to pay the first installment to the employees of figure at page 57 serving on the post of Sweeper, page 58 indicates the name of the Daily Wagers and page 59 indicates the name of the *Badli Kaamdar* (Relievers).
3. As the implementation of the award is pending since 2019, this Court directs the Nagaraplika to pay to the employees who are mentioned in the list at page 57 to 59 within a period of 15 days from today.
4. The matter shall relist on 11.02.2025 for the report of

compliance of the above directions as well as the Nagarpalika is also directed to place on record the further course of action. Affidavit is ordered to be taken on record.

5. The list of all the employees who are entitled for the benefits be placed on record by the Nagarpalika on the next date of hearing.

NIVYA A. NAIR

(M. K. THAKKER,J)