

ITEM NO.3

COURT NO.11

SECTION XV

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

I.A. 19-23/2015 in Civil Appeal No(s). 5085-5089/2004

STATE OF U.P.

Appellant(s)

VERSUS

PURAN SINGH &amp; ORS.

Respondent(s)

(for directions and office report)

Date : 10/05/2016 These applications were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE KURIAN JOSEPH  
HON'BLE MR. JUSTICE ROHINTON FALI NARIMAN

For Appellant(s) Mr. Samar Vijay Singh, Adv.  
Mr. Rajesh Maurya, Adv.

For Respondent(s) Mr. G. V. Rao, Adv.  
Mr. Anant K. Vatsya, Adv.  
Mr. Devendra Singh, Adv.

UPON hearing counsel the Court made the following  
O R D E R

These applications are filed seeking a direction for payment of full wages as per the existing pay-scale applicable to the post, to which the applicants have been reinstated. The learned counsel for the State submits that the direction is only to reinstate them as daily wagers and the current wages applicable to the daily wagers are being paid to them and the applicants are not entitled for anything more.

The learned counsel for the applicants - workmen submits that in the case of similarly situated daily wagers, the State has regularised their services after a few years of service and they are now put on regular pay-scale. The learned counsel for

the State submits that in those cases, the High Court had not interfered with the reinstatement and regularisation, whereas in the case of the applicants herein, the High Court has, in fact, granted only the relief of reinstatement as daily wagers and not regularisation.

Be that as it may, the learned counsel for the workmen has pointed out two instances where the State has, in fact, regularised the services of daily wagers, one is Puran Singh and the other is Gamal Yadav.

We make it clear, therefore, that in case, there is or was any scheme operating in the State for regularisation of the daily wagers - workmen, who have been working for a particular number of years, the benefit of such regularisation shall be extended to the applicants herein as well.

The needful shall be done within a period of one month from today.

List thereafter.

(Jayant Kumar Arora)  
Sr. P.A.

(Renu Diwan)  
Court Master