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IN THE HON'BLE HIGH COURT OF PUNJAB AND HRYANA

AT CHANDIGARH

CWP No 15335 of 2018

MEMO OF PARTIES

1. Pankaj (aged – 33 years) S/o Sh. Balbir R/o # 384/1, Gali Number – 5,  
29, Aajad Nagar, Chaudhary Pati, Kaithal, District – Kaithal- 136027  
(Haryana)
2. Ravinder Kumar (aged – 32 years) S/o Sh. Sumer Singh, R/o  
Ambedkar Colony, Village- Serhda, District – Kaithal – 136027  
(Haryana)
3. Vinay Kumar (aged – 31 years) S/o Sh. Pawan Kumar R/o # 32/28,  
Near Railway Gate, Rabarala Mohalla , Kaithal, District – Kaithal-  
136027 (Haryana)
4. Billu Mehla (aged – 31 years) S/o Sh. Jai Bhagwan, R/o Village -  
Jadola, Kaithal, District – Kaithal- 136027 (Haryana)
5. Manoj Kumar (aged – 34 years) S/o Sh. Dharm Singh R/o # 105,  
Village – Theh Newak Peedal, District – Kaithal- 136027 (Haryana)
6. Sudesh (aged – 33 years) w/o Sh. Parveen Kumar, R/o Village -  
Sirsal, District – Kaithal- 136027 (Haryana)
7. Manisha Devi (aged – 28 years) w/o Sh. Satnarayan R/o Village -  
Dhundwa, District – Kaithal- 136027 (Haryana)
8. Priti Rani (aged – 31 years) w/o Sh. Joni Ram R/o # Village – Nand  
Garh, Senomajra, District – Kaithal- 136027 (Haryana)

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9. Rinki (aged - 30 years) D/o Sh. Balbir Singh, R/o # 2066, Khera Colony, Juubla Gate, Karnal, District - Karnal- 132001 (Haryana)

----- **Petitioners**

Versus

1. State of Haryana through its Additional Chief Secretary, Department Employment to Government of Haryana, Civil Secretariat Haryana, Chandigarh
2. Department Employment to Government of Haryana through its Director - cum- Special Secretary, Bays - 55-58, Paryatan Bhawan, Sector - 2, Panchkula (Haryana)
3. Secretary Uttari Haryana Bijli Vitran Nigam Limited, Shakti Bhawan, Sector-6, Panchkula- 134103 (Haryana)
4. Superintending Engineer Operation Division, Circle, Uttari Haryana Bijli Vitran Nigam Limited, Kaithal, District- Kaithal- 136027 (Haryana)

----- **Respondents**

Place: Chandigarh

Dated: 31/05/2018

  
(Sunil Polist)

Advocate

Counsel for the petitioners

Enl. P-2127 of 2005

IN THE HON'BLE HIGH COURT OF PUNJAB AND HRYANA

AT CHANDIGARH

CWP No 5335 of 2018

Pankaj and other

Petitioners

Versus

State of Haryana & others

Respondents

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Civil writ petition under Article 226/227 of the Constitution of India for issuance of a writ of CERTIORARI for quashing of the Letter / order memo no- Saksham/2018/11519-622 dated- 08/05/2018 (Annexure - P- 5) passed by the department of respondent no- 1 & 2 and the relieving order dated memo no- Ch-02/Sakasham/2018/Vol-I dated- 25/05/2018 (Annexure - 6) passed by the department respondent no- 3 & 4 and further action, if any, qua the present petitioners, in the interest of justice

And / Or

Further issuance of a writ of MANDAMUS directing Respondents to allow the petitioners to work on their respective posts till 08/09/2019 or during the pendency of this writ petition and may also kindly be stayed the proceeding of Annexure- P-5 & P-6 , in the interest of justice

And / Or

Further also directing the respondents to release all the pending salary/ allowances/ dues of the present

petitioners with immediate effects, in the interest of justice

And/or

Any other writs, order and direction, as may be found appropriate and necessary in the nature and circumstances of this case and in the interest of natural justice, equity and fair play be passed in favour of the petitioners

Respectfully showeth:-

1. That the petitioners are permanent resident of Haryana and thus being the citizen of India, is duly competent to invoke the extraordinary jurisdiction of this Hon'ble Court for the redressal of his grievance by filing the present writ petition under Article 226/227 of the Constitution of India.
2. That the Haryana Government has decided to give allowance and honorarium to the educated persons on 06/10/2016, so the Haryana Government introduced an Honorarium Scheme for Educated Youth through the department of employment Haryana and in this regard the department of employment issued a letter bearing no- 15150-449 dated 06/10/2016 to all department for issuance of aforementioned scheme, **a true copy and correct downloaded of the letter is attached herewith as Annexure-P- 1, for the kind perusal of this Hon'ble Court.**
3. That thereafter in Nov 2016, the Haryana Government has issued Educated Youth Allowance and Honorarium Scheme -

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IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CWP No. 15335 of 2018 (O/M)  
Date of decision : 7.6.2018

Pankaj and others ..... Petitioner(s)

Versus

State of Haryana and others ..... Respondent(s)

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Sunil Polist, Advocate,  
for petitioners.

1. Whether the Reporters of local newspaper may be allowed to see the judgment ?
2. To be referred to the Reporter or not.
3. Whether the judgment should be reported in the digest ?

KULDIP SINGH J. (ORAL)

The Government of Haryana had floated a scheme called Educated Youth Allowance and Honorarium Scheme, 2016, to provide monthly unemployment allowance to educated youth and honorarium to eligible post graduate applicants for honorary assignment in various Departments/Boards/Corporations/Registered Societies etc. under Haryana Government and in Private Companies/Enterprises. Petitioners were also accordingly granted honorarium assignment with effect from 8.3.2017, which was to end on 8.9.2019. Petitioners were called Saksham Yuvas. Petitioners were performing their honorarium duties. Now, vide letter dated 8.5.2018, all the Saksham Yuvas have been relieved from their work assignments immediately without giving any notice as respondents No. 1 and 2 have started rotation policy (Annexure-P-5).

Heard.

I am of the view that honorarium assignment was given as a matter of concession. If that scheme has been modified, petitioners cannot claim honorarium as a matter of right. The Government can always make necessary modification in the Scheme. The rotation policy of providing honorarium assignments to similarly situated other Saksham Yuvas appears to be modification of scheme. Therefore, petitioners have got no vested right to continue till 8.9.2019. As such, no direction can be issued to State Government to allow petitioners to continue till 8.9.2019. Consequently, civil writ petition is dismissed.

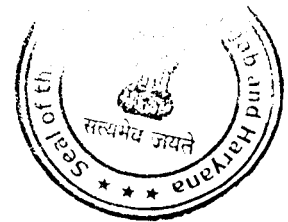
The learned counsel for petitioners further contends that their honorarium allowance for period in which they worked has not been released to them.

It being so, petitioners can make appropriate prayer before concerned authority, which shall consider same and take necessary action in the matter to release honorarium for the period petitioners worked on honorary assignment.

(KULDIP SINGH)  
JUDGE

7.6.2018  
sjks

Whether speaking / reasoned : Yes / No  
Whether Reportable : Yes / No



Amel h  
2/7/18