

Office of Director School Education (Secondary) Punjab, Complex Punjab
School Education Board, Block-E, Phase-8, SAS Nagar.
(Establishment-3 Branch)

Order No. E-1120871 E-3(4)

Dated: S.A.S Nagar: 22.05.2026

107
23-7-26
m-1

Speaking Order

1.0 Ravi Kumar aged, 32 years, son of Bhuto, resident of Village Jansua, Tehsil Rajpura, District Patiala, Punjab, 140401, having andhaar card No. 7156 6230 5249 & Mobile No. 78371106490 and 21 others, had filed Civil Writ Petition No. 25246 of 2025 in the Hon'ble Punjab and Haryana High Court with the prayer for issuance of a writ in the nature of mandamus directing the respondents to grant the statutory pay scale to the petitioners as per 2009 Rules Annexure P-5 i.e Rs-10300-34800 Grade pay of Rs-5000/- later on Grade pay increased to 10300-34800+Grade pay vide letter dated 27.02.2012 Annexure P-6 from entry into service along with arrears at interest rate of 12% thereon (the petitioners demand 6 the pay scale Commission of Punjab State Government) and with a further prayer that issue a writ in nature o Mandamus directing the respondents to take into account the statuary pay scale of Rs. 10300-34800 Grade pay of Rs. 5000/- later on Grade pay increased to 10300-34800 + Grade Pay increased to 10300-34800+ Grade Pay vide letter dated 27.02.2012 Annexure P-6 with future pay revisions and issue writ in nature of Mandamus, directing the respondent, stuck down the instructions dated 17.07.2020 Annexure P-4 and release the benefit to the petitioners under the judgment in CWP No. 15896 of 2023 titled Dr. Saurabh Sharma and others Vs State of Punjab and others and under the judgment in CWP No. 17064 of 2017 Ajay Kumar Singla and others Vs State of Punjab and others, notification dated 15.01.2015 quashed and released the full salary to the petitioners during probation period, which were allowed in favour of the petitioners.

2.0 The Hon'ble Punjab and Haryana High Court disposed of the petition vide order dated 28.08.2025. The operative portion of the order is reproduced as below:-

"6. The respondent No.1 is directed to decide the representation dated 07.02.2025 (Annexure P-9) in the light of the judgments passed by this Court in CWP-15896-923 (O&M), titled as "Dr.Saurabh Sharma and others Vs. State of Punjab and Others." and CWP-17064-2017, titled as "Ajay Kumar Singla and Others vs. State of Punjab and Others" and to take a decision by passing a well reasoned and speaking order within a period of four months from today.

7. In case, the petitioners are found entitled to any relief, the same shall be released to them along with reasonable rate of interest within a period of two months, thereafter.

8. Disposed of."

In compliance of the order dated- 28.08.2025, the claim the of the petitioners were taken into consideration in light of the Judgment Ajay Kumar Singla and others vs State of Punjab and others. However, it is transpired that SLP No. 25565 of 2015 in the concerned case is pending before the Hon'ble Supreme Court. Due to this, the matter has not attained finality. So, the present claim of the petitioners cannot be decided on the basis of above mentioned Judgment.

Dr. Ravi

I have examined the claim raised by the petitioners through representation dated 07.02.2025 and has also considered the order of Hon'ble Court in CWP No. 15896 of 2023 titled as Saurabh Sharma and others versus State of Punjab and another in which it was held that all candidates appointed under the same recruitment process are entitled to equal pay as per the 2016 Rules regardless of actual appointment date in terms of which the present Petition has been disposed

of. The relevant portion of the judgment in CWP No. 15896 of 2023 followed in Saurabh Sharma's case is as under:-

"At this stage, learned counsel for the petitioners submit that though the petitioners have claimed interest but keeping in view the fact that they are only interested in the pay scale as entitled to them under 2016 Rules, they are not pressing their claim for the grant of interest..."

The services of petitioners are governed by the "The Punjab Educational (Teaching Cadre) Group C Service Rules, 2018." Rule 5 of the said rules provide that, *"The members of the Service shall be entitled to such scales of pay as may be authorized by the Department of Finance from time to time.* Accordingly, the approval is hereby accorded to fix the pay of the petitioners as per the above mentioned 2018 Rules. Further, according to the Punjab Civil Services (Revised Pay) Rules, 2021 notified by the State of Punjab vide notification No. 09/01/2021-5FP1/671 dated 05.07.2021, these pay scales are not applicable to employees recruited on or after 17.07.2020. The relevant part of the said rules is reproduced below:

"2(2) They shall not apply to the- (b) Government employees recruited in the service of the State of Punjab or the Punjab Vidhan Sabha on or after 17.07.2020, on whom pay scales on the pattern of the Government of India are applicable."

As per above provision made in the rules the pay scales as per 6th Punjab Pay Commission are not applicable to the petitioners in this case.

Subsequently, in compliance of the orders of the Hon'ble High Court in matters related to Saurabh Sharma's case, Department of Finance, Punjab has issued instruction dated 05.01.2026, wherein it has been decided to grant the pay scale to the petitioners/employees which are more beneficial the them. The relevant part of the instruction dated 05.01.2026 is reproduced here under:

"5. Decision of Government

5.1 After examination, the Government has decided that re-fixation of pay in cases decided on the basis of the judgment in Saurabh Sharma & Ors. vs. State of Punjab & Ors. shall be undertaken as under:

A. Cases where Departmental Pay Scale is Lower than 7th CPC Pay Scale

Where the pay fixed under the Departmental Service Rules (as applicable on the date of appointment) is lower than the pay scale notified on the pattern of the 7th CPC, the pay shall be fixed strictly as per the 7th CPC pay scale, being more beneficial to the employee.

Such cases are already covered under Finance Department letter dated 30.10.2025 and shall not require further re-fixation. This category includes:

- Employees governed by departmental rules mentioning pre-5th PPC pay scales, and*
- Most employees governed by departmental rules mentioning pre-revised 5th PPC pay scales.*

B. Cases where Departmental Pay Scale is Higher than 7th CPC Pay Scale

Where the pay fixed under the Departmental Service Rules is higher than the pay scale notified on the pattern of the 7th CPC, re-fixation shall be carried out as under:

i) Employees not covered under instructions dated 15.01.2015

For employees to whom Finance Department letter No. 7/204/2012-4FP1/66 dated 15.01.2015 is not applicable, and where the salary (Basic Pay + DA*) under Departmental Rules exceeds the salary (Basic Pay+DA**) under the 7th CPC:

- The salary under the Departmental Rules shall be taken as the basis.
- The corresponding basic pay shall be fixed at the same stage, or if not available, at the next higher stage in the 7th CPC pay level notified for the post.

(DA rates shall be applied strictly in accordance with Annexure 'A' as clarified in the earlier instructions.)

Illustration: Annexure 'B'

ii) Employees covered under instructions dated 15.01.2015

- During the probation period, if the minimum pay in the pay band under Departmental Rules is lower than Cell-1 of the 7th CPC pay level, pay shall be fixed at Cell-1, being more beneficial.
- If such pay is lower than applicable DC rates, DC rates shall apply.
- On successful completion of probation, pay shall be fixed strictly as per Para A or Para B(i), as applicable."

Accordingly, in compliance of the orders dated 15.09.2025 passed by the Hon'ble High Court and in light of the above said directions dated 5-1-2026 issued by the competent authority, i.e., the Department of Finance, Punjab, the pay of the petitioners be re-fixed strictly as per instructions contained in para 5 of the said instructions dated 05.01.2026.

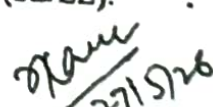
Sakatar Singh Bal, PCS
Director of School Education Punjab

Endst. No. Even /2026/48967-69

dated: 29/05/26

A copy of the above is sent to the following for information and necessary action:-

1. Secretary to Government of Punjab, Department of School Education (Education-5 Branch), Civil Secretariat (II, Sector-9), Chandigarh.
2. Concerned District Education Officers (S) to fix the pay of the petitioner's after getting it verified from the Section Officer/DCFA and send the report to this directorate.
3. Concerned Petitioners as per List through D.E.O (SE/EE).


Assistant Director SA-3

ਡਾਇਰੈਕਟੋਰੇਟ ਆਫ ਸਕੂਲ ਐਜੂਕੇਸ਼ਨ (ਐਲੀਮੈਂਟਰੀ) ਪੰਜਾਬ,
ਕੰਪਲੈਕਸ ਪੰਜਾਬ ਸਕੂਲ ਸਿੱਖਿਆ ਫ਼ੋਰਡ, ਬਲਾਕ-ਈ, ਫੇਜ਼-8, ਐਸ.ਏ.ਐਸ. ਨਗਰ।
(ਅਮਲਾ-2 ਸ਼ਾਖਾ)

ਪਿੰਨ ਨੰਬਰ: E-1056052

ਮਿਤੀ, ਐਸ.ਏ.ਐਸ. ਨਗਰ:

13/08/2026

ਦਫਤਰ ਡਾਇਰੈਕਟਰ ਸਕੂਲ ਐਜੂਕੇਸ਼ਨ (ਸੈਕੰਡਰੀ) ਪੰਜਾਬ (ਅਮਲਾ-3 ਸ਼ਾਖਾ) ਦੇ ਪੱਤਰ ਨੰ: ਹੁਕਮ ਨੰ: E-1120871 E-3(4)/2026148967-69 ਮਿਤੀ 29-05-2026 ਰਾਹੀਂ ਜਾਰੀ ਕੀਤੇ ਸਪੀਕਿੰਗ ਆਰਡਰ ਦੀ ਕਾਪੀ ਪਟੀਸ਼ਨਰ ਦੀ ਸੂਚੀ ਸਮੇਤ ਪੰਜਾਬ ਰਾਜ ਦੇ ਸਮੂਹ ਜਿਲਾ ਸਿੱਖਿਆ ਅਫਸਰ (ਐਸ) ਨੂੰ ਭੇਜਦੇ ਹੋਏ ਹਦਾਇਤ ਕੀਤੀ ਜਾਂਦੀ ਹੈ ਕਿ ਆਪ ਦੇ ਜਿਲੇ ਨਾਲ ਸਬੰਧਤ ਐਲੀਮੈਂਟਰੀ ਕਾਡਰ ਦੇ ਪਟੀਸ਼ਨਰ ਦੀਆਂ ਤਨਖਾਹਾਂ ਵੀ ਇਨ੍ਹਾਂ ਸਪੀਕਿੰਗ ਆਰਡਰਾਂ ਅਨੁਸਾਰ ਕੀਤੀਆਂ ਗਈਆਂ ਹਦਾਇਤਾਂ ਸਨਮੁੱਖ ਫਿਕਸ ਕਰਨੀਆਂ ਯਕੀਨੀ ਬਣਾਈਆਂ ਜਾਣ।


ਸੁਪਰਡੈਂਟ ਅਮਲਾ-2

ਪੰਜਾਬ ਰਾਜ ਦੇ ਸਮੂਹ ਜਿਲਾ ਸਿੱਖਿਆ ਅਫਸਰ (ਐਸ)।