

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

2025:PHHC:009837



CWP No. 2913 of 1999 (O&M)

Date of Decision: 23.01.2025

Jai Parkash and others

....Petitioners

vs.

The Secretary, Department of Local Government, Haryana and others

....Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: Mr. Vikas Chatrath, Advocate
for the petitioners
Mr. Raman Sharma, Addl. A.G., Haryana
Mr. R.N.Lohan, Advocate and
Ms. Manisha Rani, Advocate
for respondents No. 3 and 4

JAGMOHAN BANSAL, J. (ORAL)

1. The petitioners were initially appointed by Municipal Council, Jind and they came to be sent on deputation to State Government. They were claiming that they should be paid salary at par with similarly situated State Government employees. The State Government acceded to their request and ordered to pay salary to Municipal Council employees at par with State Government employees.

2. A Division Bench of this Court in **Ram Chander and others vs. State of Haryana and others 2003 SCC OnLine P&H 1392** ordered that revision of pay scale payable to Municipal Council employees would be effective from 01.01.1994 instead of 01.04.1999.



3. In view of decision of State Government as well as judgment of Division Bench in **Ram Chander (Supra)**, the employees of Municipal Council are getting salary at par with State Government employees.

4. Mr. Raman Sharma, Addl. A.G., Haryana submits that there is no dispute with respect to entitlement of petitioners, however, it is office of Municipal Council, Jind who is liable to pay differential amount.

5. Mr. R.N.Lohan, Advocate submits that the petitioners were sent on deputation and they were getting salary from State Government, thus, differential amount would also be paid by State Government.

6. From the perusal of record and arguments of counsel for the parties, it is evident that there is no dispute with respect to entitlement of petitioners. The State Government is claiming that differential amount should be paid by Municipal Council whereas Municipal Council is claiming otherwise.

7. In the wake of statement of both sides, the petition stands disposed of with a direction to respondents to pay differential amount to petitioners within three months from today. The Authority/Department which had paid salary during the relevant period would be liable to pay differential amount with consequential benefits. It is further made clear that arrears will not carry interest.

8. Pending Misc. application(s), if any, shall stand disposed of.

(JAGMOHAN BANSAL)
JUDGE

23.01.2025

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Whether speaking/reasoned:	Yes	
Whether reportable:		No