

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

CWP No.637 of 2015

Date of Decision : 16.1.2015

Municipal Corporation Gurgaon

....Petitioner

Versus

State of Haryana and others

...Respondents

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER

....

Present: Mr.Mohnish Sharma, Advocate
for the petitioner.

MAHESH GROVER, J.

Respondent No.4 was working as Chokidar in village Badshahpur which merged in Municipal Corporation Gurgaon in March 2010. While working as Chowkidar in the village he was getting honourarium @ Rs.1,500/- per month. The solitary question that is raised for consideration of this Court is that after absorption of the village in Municipal Corporation Gurgaon as also the absorption of the services of respondent No.4 in the Municipal Corporation would he be entitled to regular wages or not.

It is not disputed that the services of respondent No.4 were absorbed in the Municipal Corporation Gurgaon. If that be so, then the said respondent cannot be expected to work on the honourarium which was admissible to him when he was working

in the village. His services would now be determined and regulated in terms of the rules and regulations admissible to regular employees. The competent authority as also the appellate authority under the Payment of Wages Act, 1936 have held the workman entitled to the wages @6,026/- per month.

Since the only grievance raised in the present petition is that the said respondent was entitled to the honourarium and no other point urged, I am of the considered view that the contention has to be outrightly negated in view of the fact that the petitioner is now a regular employee of the Municipal Corporation and thus is entitled to the pay structure admissible to regular employees.

Petition dismissed.

16.1.2015
dss

(MAHESH GROVER)
JUDGE