

**HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT JAMMU**

CJ Court

LPA No. 49/2023
and connected matters

Union Territory of J&K and others.

.....Appellant/Petitioner(s)

Through :- Ms. Monika Kohli, Sr. AAG
Mr. Vishal Sharma, DSGI
Mr. Sumant Sudan, Advocate

v/s

Madan Lal and Ors.

.....Respondent(s)

Through :- Mr. P. N. Raina, Sr. Advocate with
Mr. Tarun Sharma, Advocate
Mr. Z. A. Shah, Sr. Advocate with
Mr. A. Hanan, Advocate
Mr. Vikram Rathore, Advocate
Mr. R. D. Singh Bandral, Advocate
Mr. Bhat Fayaz, Advocate

**CORAM:
HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE RAJESH SEKHRI, JUDGE**

ORDER
02.04.2024

CM 3511/2023 in LPA No. 59/2023

Notice to the non-applicants.

LPA No. 49/2023 and connected matters.

When this matter was taken up, Mr. P. N. Raina, learned senior counsel appearing for the respondents submitted that despite direction from this Court, some of the respondents/members of the VDG have not been paid honorarium, to which Ms. Monika Kohli, learned Sr. AAG appearing for the appellants submits that perhaps those who have not submitted their affidavits have not been paid the same. Mr. Raina, learned senior counsel for the respondents submits that there is no legal requirement for submitting any affidavit for getting

salary, inasmuch as, the amount has to be credited in their respective account by electronic mode as had been done on early occasions.

Copy of the particulars of the members of the VDG who have been paid honorarium and those who have not been paid, submitted by Ms. Monika Kohli, learned Sr. AAG has been provided to Mr. Raina, learned senior counsel for the respondents. He seeks time to respond the same.

It is noted that the new Scheme of Village Defence Guards (VDGS) - 2022, the members of the VDGS have been divided into two categories i.e., VI Category and V2 Category.

We make it clear that the respondents/members of the VDGS (divided into the aforesaid two categories) shall be paid their honorarium, provided they are rendering services. It is also clarified that the issue relating to honorarium and the nomenclature of the respondents will remain subject to the outcome of the instant appeal and without any prejudice to the rights of the contesting parties.

Hearing will continue on 23.04.2024, through hybrid mode.

(RAJESH SEKHRI)
JUDGE

(N. KOTISWAR SINGH)
CHIEF JUSTICE

JAMMU
02.04.2024
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