

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

CWP No. 22697 of 2013 (O&M)

Date of decision: 11.05.2015

Santo Devi and others

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Ashok Giri, Advocate for the petitioners.

Mr. Saurabh Mohunta, DAG, Haryana.

Jitendra Chauhan, J. (Oral)

By way of the instant writ petition, under Articles 226/227 of the Constitution of India, the petitioners seek issuance of directions to the respondents to pay interest @ 24% p.a., on the delayed payment of retiral benefits from the date of retirement i.e. 27.09.1990 till actual payment.

The learned counsel for the petitioners refers to Annexure P-3, whereby the LPA against the order dated 06.04.2010 (Annexure P-2) preferred by the petitioners was allowed and states that no interest on the delayed payment has been paid so far.

On the other hand, the learned State counsel submits that there is no specific order with regard to payment of interest.

However, the argument raised cannot be accepted as the interest on

the delayed payment of retiral benefits would always entail interest, being a consequential relief.

In view of the above, the petitioners are held entitled to interest @ 8% p.a., on the delayed payment of retiral benefits. Accordingly, the present petition is allowed. The respondents are directed to release the interest @ 8% p.a., on the delayed payment of retiral benefits from the date of passing the order in LPA No. 1147 of 2010 (Annexure P-3) till actual payment.

11.05.2015

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(JITENDRA CHAUHAN)
JUDGE