

**HIGH COURT FOR THE STATES OF PUNJAB & HARYANA AT
CHANDIGARH**

MUKESH KUMAR SALUJA
2015.02.16 10:58
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**CWP No.24533-2013
Date of decision:12.02.2015**

Savita Budhwar

...Petitioner

Versus

Bhagat Phool Singh Mahila Vishwavidhyalya Khanpur Kalan, Sonapat and
others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

1. To be referred to the Reporters or not ?
2. Whether the judgment should be reported in the Digest ?

Present: Mr.Dinesh Kumar, Advocate for the petitioner.

Mr.Tribhuvan Dahia, Advocate for respondents No. 1 to 3.

Mr.N.R.Dahiya, Advocate for respondent No.4.

RAMESHWAR SINGH MALIK, J. (Oral)

Feeling aggrieved against the alleged inaction on the part of respondent authorities, petitioner has approached this Court by way of instant writ petition under Articles 226/227 of the Constitution of India, seeking a writ in the nature of mandamus directing the respondents to release the salary of the petitioner for the period from 10.4.2012 to 28.12.2012.

Notice of motion was issued and pursuant thereto, written statement has been filed on behalf of respondents No. 1 to 3 and a separate written statement was filed on behalf of respondent No.4.

During the course of arguments, it has transpired that so far as claim of the petitioner for salary and interest on account of delayed payment of salary is concerned, it is not in dispute. It is also a matter of record that during the pendency of present writ petition, amount of salary of the petitioner has already been paid to her.

Learned counsel for the petitioner submits that the salary amount was paid to the petitioner after about two years for which she is entitled for interest.

In view of the above-said undisputed fact situation on record, instant writ petition is disposed of with a direction to the respondent-University to pay interest to the petitioner @ 9% per annum, from the date when the amount on account of salary became due till the actual payment thereof. Let the respondent-University calculate the amount on account of interest and ensure payment thereof to the petitioner within a period of two months from today. However, issue whether respondent-University is liable to pay the interest on account of delayed payment of salary to the petitioner or it is to be paid by the University Grants Commission is left open. The respondent-University would be at liberty to seek reimbursement of the amount on account of interest to be paid to the petitioner from respondent No.4, in accordance with law.

With the above-said observations made and directions issued, instant writ petition stands disposed of.

12.02.2015
mks

(RAMESHWAR SINGH MALIK)
JUDGE