

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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**CWP No.25082-2014
Date of Decision: 28.08.2015**

RANI DEVI

....Petitioner.

VERSUS

STATE OF PUNJAB & ORS

....Respondents

CORAM: HON'BLE MR. JUSTICE P.B. BAJANTHRI

Present: Mr. Manu Loona, Advocate,
for the petitioner.

Mr. Anshul Gupta, Asstt. A.G., Punjab.

Mr. Nitin Kaushal, Advocate,
for respondent No.5.

P.B BAJANTHRI, J. (Oral)

The present petition has been filed for issuance of a writ in the nature of mandamus, directing the respondents to grant interest at the rate of 18 % per annum on the payment of delayed retirement benefits.

The petitioner joined service as Safai Sewika in Municipal Council Fazilka on 27.01.1984. After rendering 30 years of service, she attained age of superannuation and retired from service on 30.04.2013. Her pensionary dues like gratuity, leave salary and PF etc were not released as and when she retired from service and were disbursed late, without any interest and hence this petition.

The retiral benefits of petitioner have been settled in six installments. The first two installments of Rs. 1 lacs and Rs. 2 lacs were disbursed on 30.04.2013 and 03.05.2013 respectively, for which the petitioner is not entitled for interest. In so far as other payments are concerned i.e. payment of Rs.20,000/-, Rs. 1,00,000/-, Rs. 50,000/- and

Rs.3,49,748/-, the same were disbursed on different dates, which were belated therefore, the petitioner is entitled for interest from 30.7.2013 onwards till the payment were made on 14.8.2013, 28.01.2014, 05.03.2014 and 19.06.2014 @ 9 % per annum.

The petitioner being class IV employee was unnecessarily compelled to approach this Court for seeking interest on belated settlement of pensionary benefits, therefore, she is entitled for costs of Rs. 5,000/- also in addition to the interest on belated settlement of pensionary benefits.

The writ petition is accordingly disposed of in above terms. Respondent No. 5 is directed to release the interest amount and costs within **eight weeks** from today.

28.08.2015
PA

(P.B BAJANTHRI)
JUDGE