

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.25349 of 2014

Date of Decision:- 14.09.2015.

Ravi Kumar

.....Petitioner

Versus

State of Punjab and others

.....Respondents

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

1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

Present: Mr. Prateek Pandit, Advocate for the petitioner.

Mr. Amit Chaudhary, Additional A.G. Punjab.

P.B. BAJANTHRI, J.

1.) In this petition, the petitioner has sought for counting the period from 1.12.1988 to 7.12.1991 towards grant of retiral benefits, for which period he remained absent/on leave on medical ground. The said period was not counted for the purpose of grant of pension. Therefore, he has presented this petition.

2.) The petitioner joined service as a Clerk in the office of the District Education Officer (SE), Kapurthala on 20.01.1977. While he was working as a Clerk, he had absented himself for the period from 13.11.1988 to 7.12.1991 on medical ground. The petitioner is stated

to have submitted leave application. The said period was not regulated even though the petitioner retired on 30.09.2011. In this matter, the respondents have filed statement of objections on 28.01.2015 wherein they have admitted that the said period was regulated and retiral benefits were also paid to the petitioner in the month of April, 2015. In view of the aforesaid development, insofar as counting the period from 1.12.1988 to 7.12.1991 towards grant of retiral benefits is concerned, this petition do not survive for consideration.

3.) The petitioner attained the age of superannuation and retired from service in the post of Senior Assistant on 30.09.2011. There is a delay in regulating the service from 1.12.1988 to 7.12.1991 towards grant of retiral benefits. Therefore, the petitioner is entitled to interest @ 9 % per annum on the difference of amount for the period from 30.12.2011 to April, 2015. The said interest is to be calculated by the respondents and disbursed to the petitioner within eight weeks from today.

4.) Accordingly, the writ petition is disposed of.

(P.B. BAJANTHRI)
JUDGE

September 14, 2015.

sandeep sethi