

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

221

Civil Writ Petition No.5427 of 2014
Date of decision: 20.04.2015

Hardial Singh

....Petitioner

versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MRS. JUSTICE DAYA CHAUDHARY

1. Whether Reporters of local papers may be allowed to see the judgment? Yes/No
2. To be referred to the Reporters or not? Yes/No
3. Whether the judgment should be reported in the Digest? Yes/No

Present: Mr. N.P.S. Mann, Advocate for the petitioner.

Mr. Anil Sharma, Addl. A.G., Punjab.

DAYA CHAUDHARY, J. (Oral)

The case of the petitioner is that the retiral benefits including pension, gratuity, leave encashment have not been paid to him where as learned State counsel submits that wrong facts have been mentioned in the petition as an amount of ₹ 3,77,500/- and ₹ 4,75,517/- have been paid to the petitioner on 30.12.2011 towards leave encashment and General Provident Fund respectively but these facts have not been disclosed while filing the present petition.

Learned State counsel also submits that an amount of ₹5,72,289/- as calculated towards gratuity has also been sent to the office of Accountant General, Punjab for necessary approval and the same shall be released to the petitioner as and when it is approved.

Learned counsel for the petitioner also submits that the salary of the petitioner from April, 2004 to March, 2009 has not been paid so far and the petitioner is also entitled for interest on the delayed payment.

Keeping in view the submissions made by learned counsel for the parties and facts and circumstances of the present case, the present petition is disposed of with a direction to the respondents to release the salary of the petitioner from April, 2004 to March, 2009 as well as amount of gratuity along with interest @ 8% p.a. within a period of three months from today.

(DAYA CHAUDHARY)
JUDGE

April 20, 2015
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