

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

**CWP-25242-2012 (O&M)
Date of decision: 05.08.2016**

Inderpal Singh**.....Petitioner****versus****State of Punjab and others****.....Respondents****CORAM: Hon'ble Mr.Justice Kuldeep Singh**

Present: Mr.S.K.Rattan, Advocate for the petitioner
Mr.R.S.Pathania, DAG Punjab
Mr.Vivek Chauhan, Advocate for the respondent No.6

- 1. Whether Reporters of Local Newspapers 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?*

Kuldeep Singh, J. (Oral)

Petitioner has filed the present writ petition claiming release of CPF (Employees share), Gratuity, CPF, Arrears of pay and arrears of pension. It comes out that during pendency of the petition these benefits have been released, details of which are as under:-

Sr.No.	Amount	Amount Paid	Period of delay
CPF (Employees share)	34,209/-	20.12.2012	4 months
Gratuity	4,81,806/-	20.12.2012	4 months
CPF	89,816/-	16.08.2013	1 year
Arrears of pay	61,489/-	20.12.2012	4 months
Arrears of pension	1,47,616/-	13.11.2013	1 year & 4 months

Now, the prayer of the petitioner is for awarding interest on the delayed payments. Admittedly, the payments have been made after the

expiry of three months from the date of retirement, which in this case is 31.8.2012. Therefore, respondents are liable to pay interest @ 9% per annum w.e.f. 1.12.2012 till the amount is actually paid. The interest part be released to the petitioner within three months from the date of receipt of a certified copy of this order.

Further prayer of learned counsel for the petitioner is that the petitioner had rendered 31 years of service and that the pension was accordingly granted as if the petitioner was paid the full pension only on completion of 33 years. Learned counsel has drawn the attention towards instructions dated 15.12.2011 (Annexure P4), vide which for grant of full pension, minimum qualifying service was reduced to 25 years.

It being so, the respondents are directed to comply with the instructions dated 15.12.2011 (Annexure P4) and pass appropriate order for grant of full pension accordingly, within three months from the date of receipt of a certified copy this order.

The petition is accordingly allowed.

05.08.2016
gk

(Kuldip Singh)
Judge

Whether speaking/ reasoned:

Yes/ No

Whether Reportable:

Yes/No