

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No. 3363 of 2012 (O&M)

Date of Decision: 17.10.2016

BALDEV SINGH

... Petitioner

VS.

STATE OF PUNJAB

..Respondent

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH.

Present: Mr. C.L. Sharma, Advocate,
for the petitioner.

Mr. R.S. Pathania, DAG, Punjab.

KULDIP SINGH, J (ORAL)

The petitioner by way of this writ petition, filed under Article 226 of the Constitution of India, seeks issuance of writ of mandamus directing the respondent to grant interest @ 12% per annum on the delayed payment on the retiral benefits.

Learned State counsel has filed an affidavit of Dr. Harjinder Singh Sandha, Director Animal Husbandary, Punjab, Chandigarh on behalf of respondent No. 1 alongwith calculation sheet (*Annexure R-1*) attached therewith, in Court today. The same is taken on record. The aforementioned calculation sheet shows that the details of payment of each of the retiral benefits along with amount of interest @ 8 % per annum. The total interest comes to ₹ 87,885/-. On the other hand, the learned counsel for the petitioner has prayed for higher rate of interest i.e. @ 12 % per annum on the delayed payment of retiral benefits.

In the circumstances, I am of the view that in view of the instructions of the Government, interest @ 8 % per annum on the delayed payment of retiral benefits, as granted by the respondents, is genuine.

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Accordingly, the respondents are ordered to pay ₹ 87,885/- on account of interest @ 8% per annum on the delayed payment of retiral benefits as per calculation sheet (*Annexure R-1*) within a period of one month from the date of receipt of copy of this order.

In view of the above observations, the petition stands allowed.

October 17, 2016

Suresh Kumar

(KULDIP SINGH)
JUDGE

	✓	
<i>Whether speaking / reasoned</i>	<i>Yes</i>	<i>No</i>
		✓
<i>Whether Reportable</i>	<i>Yes</i>	<i>No</i>