

CWP No. 21791 of 2014
217-A

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

CWP No. 21791 of 2014
Date of Decision: 21.07.2016

GURDIAL SINGH

... Petitioner

VS.

PSPCL & OTHERS

..Respondents

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH

Present: Mr. S.K. Rattan, Advocate,
 for the petitioner.

Mr. R.L. Sharma, Advocate,
 for the respondents.

1. *Whether the Reporters of local newspaper may be allowed to see the judgment?*
2. *To be referred to the Reporter or not.*
3. *Whether the judgment should be reported in the digest?*

KULDIP SINGH (J.)

The petitioner has approached this Court seeking grant of pension and other pensionary benefits by counting work charge service w.e.f. 08.12.1982 to 31.12.1990.

Vide order dated 16.11.2015, this Court had directed the respondents to count the work charge service of the petitioner for the purpose of grant of pension and other pensionary benefits and release the benefits within a period of four weeks.

Today, this Court has been informed that after counting the work charge service, the pension and other pensionary benefits have been released within four weeks. Now, the only question survives for consideration is regarding interest on delayed payment.

I am of the view that under law, the respondents were duty bound to consider the work charge service of the petitioner for the purpose of grant of pension and other pensionary benefits, since, it was not done, forcing the petitioner to approach this Court, therefore, for the delay, the petitioner is

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entitled to interest. Otherwise, for release of the pensionary benefits in accordance with law, 2 months period is deemed to be reasonable.

Therefore, the petition is allowed to the extent that after the two months from 30.04.2011 (i.e. the date of retirement of the petitioner), the petitioner shall be paid 9% interest on the delayed payment of arrears within three months from the receipt of the copy of this order.

The petition is allowed accordingly.

July 21, 2016

Suresh Kumar

**[KULDIP SINGH]
JUDGE**