

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

CWP No. 22080 of 2015
Date of Decision: 20.12.2016

ASHWINI SACHDEVA

... *Petitioner*

VS.

STATE OF PUNJAB & ORS

..Respondents

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH

Present: Mr. G.S. Bal, Senior Advocate,
With Ms. Manju Sharma, Advocate,
for the petitioner.

Ms. Vandana Malhotra, Addl. A.G., Punjab.

Mr. Arun Gosain, Advocate,
for the respondent No. 4.

KULDIP SINGH, J. (Oral)

The petitioner has invoked the writ jurisdiction of the Court under Articles 226/227 of the Constitution of India for issuance of a writ Mandamus directing the respondents to release the arrears on account of revision of pay and also to release leave encashment amount alongwith interest on the delayed payment.

The information sought in pursuance of order dated 16.11.2016 has been supplied and the same is taken on record.

It comes out that the payment of leave encashment was paid to the petitioner but after three months from the date of retirement of the petitioner. Learned counsel for the petitioner contended that all the benefits were paid to the petitioner. Now, the only claim of the petitioner in this writ petition survives is for payment of interest on the delayed payment.

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In view of the fact that the leave encashment was paid with delay, therefore, respondents No. 1 to 3 are directed to pay interest @ 9% per annum on the delayed payment of leave encashment starting three months from the date of retirement of the petitioner within two months from the date of receipt of certified copy of this order.

In view of the above, the present petition is allowed.

December 20, 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>