

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

LPA no. 458 of 2015 (O&M)
Date of Decision :26.05.2016

Anita Puri

....Appellant(s)

Versus

Industrial Tribunal and Labour Court, UT, Chandigarh and others

...Respondent(s)

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER
HON'BLE MR JUSTICE SUDIP AHLUWALIA

Present : Mr. B.B.Bagga, Advocate for the appellant

Mr. Akshay Bhan, Sr. Advocate with
Mr. Amandeep Singh, Advocate for respondents no. 2 and 3

MAHESH GROVER, J.

The only grievance expressed by the appellant against the impugned award is that the compensation awarded is inadequate considering the number of years she has put in service with the respondents- Management and the illegality committed in dispensing with her services.

On due consideration of the matter, we are of the opinion that learned Single Judge has not been unjust in his approach in granting Rs. 2 lacs as compensation alongwith interest in the event of amount not being paid within 8 weeks from the date of decision of the writ petition. Even if the prayer of the appellant had been accepted in entirety then also the appellant would have been entitled to a marginal increase in the compensation if the entire emoluments for 9 years are taken into consideration. The appellant was drawing an amount of Rs.4600/- per

month and therefore, the annual income comes to Rs. 55,200/- which multiplied by 9 years would come to Rs. 4,96,800/- ($55200 \times 9 = 496800$). Hence, 50% back wages would come to Rs. 2,48,400/- to which the appellant would be entitled to. Since an amount of Rs. 2 lacs has already been granted, we are of the opinion that this finding need not be disturbed and instead the interest of justice would be served if the appellant is granted 8% p.a interest on this amount of Rs. 2 lacs from the date of decision of the writ proceedings till the date of payment alongwith litigation expenses which are determined at Rs.30,000/-. The amount of Rs.2 lacs already paid shall be in addition to the amount awarded today.

Instant appeal is disposed of in above terms.

(Mahesh Grover)
Judge

26.05.2016
rekha

(Sudip Ahluwalia)
Judge