

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

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**RSA No. 4004 of 2012 (O&M)
Date of decision: 11.05.2016**

Om Parkash Kundu

....Appellant

Versus

State of Haryana and others

.... Respondents

CORAM: Hon'ble Mr. Justice P.B. Bajanthri

1. Whether Reporters of local papers may be allowed to see the judgment?
2. Whether to be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

Present: Mr. Chirag Kundu, Advocate for the appellant.

Mr. R.K.Makkad, DAG, Haryana.

P.B. Bajanthri, J. (Oral)

CM No.2901-C-2016

Appellant has filed CM No. 2901-C-2016 for exemption for filing the certified copy of Annexure A1 dated 08.04.2013 and Annexure A2 dated 11.3.2013. CM is allowed, as prayed for.

CM stands disposed of.

RSA No. 4004 of 2012

It is undisputed that the claim of the appellant has been settled in the year 2013. According to the appellant he was entitled to the benefit in the year 2005. There is a delay in settling the retial benefits etc. Therefore, he submitted that he is entitled for interest. However, there is no document to show that the appellant was exonerated in departmental

enquiry so as to claim interest. If the petitioner has been exonerated in the departmental enquiry and if there is no hurdle for granting interest, respondents department are directed to examine and take a decision.

At this stage, learned counsel for the appellant submitted that so far as interest part is concerned, the department have rejected in the year 2014 itself. It is a fresh cause of action for the appellant. He may be permitted to challenge it in appropriate form.

With this liberty, the appeal stands disposed of.

11.05.2016

pooja saini

(P.B. BAJANTHRI)
JUDGE