

COC-520-2017

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

COC-520-2017

Date of Decision: May 18, 2017

Hari Singh

...Petitioner

Versus

S.S. Dhillon & another

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASI

Present: Mr. Mohit Garg, Advocate
for the petitioner.

Ms. Shubhra Singh, Additional Advocate General, Haryana.

AUGUSTINE GEORGE MASI, J. (Oral):

Learned counsel for the respondents submits that the order passed by this Court dated 19.05.2015 (Annexure P-1) stands complied with. Counsel for the petitioner does not dispute the said fact, however, he states that the interest on the gratuity amount, which was initially released to the petitioner on his superannuation, has been deducted by the respondents as per letter dated 06.04.2016 (Annexure P-3) issued by the office of the Accountant General (A&E), Haryana. This fact is not disputed by the counsel for the respondents, on instructions from Shri Naresh Pal, Pension Clerk, O/o General Manager, Haryana Roadway, Yamunanagar.

If that be so, in the light of the fact that it is merely an re-adjustment of the payment, which has already been made to the petitioner, the interest which has been deducted from the arrears of the petitioner in pursuance to the order dated 06.04.2016, cannot be sustained.

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Let the interest amount, as deducted, be paid to the petitioner within a period of four weeks. The petitioner be also supplied the calculations with regard to the arrears and adjustment of his amount due. In case there is any calculation error, the petitioner may make a representation to the respondents and the respondents shall take a decision thereon within a period of eight weeks from the date of submission of such representation. The decision so taken be conveyed to the petitioner forthwith.

The contempt petition stands disposed of accordingly.

Rule issued to the respondents stands discharged.

May 18, 2017
Harish

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No