

519

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 17488 of 1999 (O/M)

Date of decision : 29.3.2017

Surinder Kumar Gupta

..... Petitioner (s)

Versus

State of Haryana and others

..... Respondent (s)

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. R.S. Kundu, Advocate, for the petitioner.
Mr. Keshav Gupta, Assistant Advocate General, Haryana.

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. (ORAL)

Written statement is taken on record today.

Heard.

The petitioner was compulsory retired from service on 26.5.1997. He seeks interest for the delayed payments of retiral benefits. As per the chart (Annexure-R-1/1-2-3/2), submitted with the written statement, the payments were made as under :-

Date of item/benefit	Date of submission of case	Date of sanction	Amount paid and dated	Remarks
Leave encashment	Case submission on 12.9.97	Sanctioned vide Government letter No. 3/9/95-4FA dated 30.9.98	Rs. 86016/- on 3.11.98	
Three months pay and allowance (6/97 to 8/97)	26.5.97	No. 3/9/95-4FA dated 26.5.97	Rs. 26985/- dated 12.3.99	The petitioner was served with retirement order alongwith DD of Rs. 26985 in lieu of three months salary on 31.5.97 through Revenue Authority, Ambala. The petitioner moved an application that he did not receive the earlier demand draft after completing the formality a duplicate demand draft of Rs. 26985/- was issued to him on 12.3.1999.
DCRG	Issued NDC vide letter No. 374 TA-HR (IT) 98/1946-50 dated 27.2.1998	Pen-6-5944 G.O./97-98/169158-HR-16051-53 dated 18.3.1998	Rs. 65255/- dated 26.3.1998	Sanctioned Rs. 30,000/- balance Rs. 3,000/- withheld released Rs. 27,000/- vide No. Pen-6 5944 GO/97-98/178108 HR-423940 dated 7.8.1998 released Rs. 3000/- vide No. Pen 6/S-944/97-98/G.O/288670/HR 10268-70 dated 5.12.2001.

CWP No. 17488 of 1999 (O/M)

-2-

Pension	Case sent vide No. 53/7098 dated 9.10.1997	Pension authorized vide No. Pen. 6-5944/97-98/3657-59 dated 17.2.1998	Rs. 34736 paid on 17.2.1998	
G.P.F.	Case sent to A.G. vide No. 18247 dated 10.11.1997	Final payment authorized vide No. F.P./26/97-98/1680-81 dated 22.12.1997.	Rs. 1,17,749/- paid on 1/98	
G.I.S.	-	Sanctioned vide No. TA-HR(14T) 97/16144 dated 18.9.1997	Rs. 6206/- paid on 27.10.1997.	

All the abovementioned payments were required to be released within three months from the date of premature compulsory retirement of the petitioner. Therefore, there is an apparent delay in releasing the payments. Therefore, except for Rs. 3,000/-, withheld from DCRG, for the remaining payments made after three months from the date of his compulsory retirement, the petitioner shall be entitled to interest at the rate of 9% per annum, starting three months from the date of compulsory retirement till the date of actual payment, as per Annexure-R-1/1-2-3/2.

In view of the matter, the present writ petition is allowed.

(KULDIP SINGH)
JUDGE

29.3.2017
sjks

Whether speaking / reasoned : Yes

Whether Reportable : No