

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

CWP-17092-2013

Date of Decision:16.11.2017

Dharamveer Singh

.....Petitioner

Versus

State of Haryana and others

..... Respondents

CORAM : HON'BLE MR.JUSTICE AMOL RATTAN SINGH

Present: Mr.S.K.Redhu, Advocate
for the petitioner.

Mr. Hitesh Pandit, Addl. A.G., Haryana.

AMOL RATTAN SINGH, J. (Oral)

It is not denied even in the written statement filed on behalf of respondents no.2 to 4 that the petitioners' annual increments were stopped between 01.05.2004 to 01.07.2012, upon a criminal case having been registered against him, but with no formal order passed pursuant to any disciplinary proceedings held against him. Consequently, infact, the arrears of annual increments were released to him on 11.10.2012.

That being so, and thereafter also no disciplinary proceedings having been initiated against the petitioner at any stage, the petition is allowed, to the extent that the petitioner would be entitled to interest on the arrears of emoluments given to him (to the tune of Rs.74,000/- as contended by leaned State counsel), the said arrears being in respect of house rent allowance and non-paid annual increments.

The respondents would therefore now pay the petitioner interest @ 7% per annum, running from the date when each payment was due to him, till the date payment was actually made, with the calculations to be made after hearing objections from the petitioner. Thereafter a speaking order be passed, taking into account the said objections, with the entire exercise to be done within a period of 4 months from the date of receipt of a certified copy of this order.

Disposed of.

November 16, 2017

dharamvir

(Amol Rattan Singh)
Judge

Whether speaking/reasoned : YES/NO
Whether Reportable : YES/NO