

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 19071 of 2015 (O/M)
Date of decision : 15.3.2017

Gurdial Singh

..... Petitioner (s)

Versus

Uttar Haryana Bijli Vitran Nigam Limited and others Respondent (s)

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Gurvinder Singh, Advocate, for the petitioner.

Mr. S.K. Mahajan, Advocate, for respondents.

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 ?

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KULDIP SINGH J. (ORAL)

The petitioner retired as a Foreman from respondent-department on 30.6.2013. The present writ petition has been filed for interest on the delayed payment of retiral benefits.

The reply of respondents shows that according to them, the pension papers were submitted in May, 2013 and the retiral dues were released in May, 2014, whereas the GPF was released in August, 2013. The petitioner has also mentioned about the release of Rs. 5,83,741/- on 21.8.2013 by cheque. He also mentioned about the receipt of another cheque of Rs. 1,01,345/- on 16.5.2014 and another cheque for Rs. 5,01,671/- on 5.5.2015. It being so, it is apparent that only the GPF was released within time and the other retiral benefits were released with delay. Even assuming that the contention of respondents is correct that the pension papers were submitted in May, 2013, but still three months' time is

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deemed to be reasonable to process and sanction the same. Therefore, starting from 1.8.2013, the petitioner is entitled to interest at the rate of 9% per annum on the delayed pension and other retiral benefits till the date of actual payment, except the GPF, which was released within time. The interest part be released within three months from the date of receipt of certified copy of this order. Therefore, the present writ petition is allowed.

(KULDIP SINGH)
JUDGE

15.3.2017
sjks

Whether speaking / reasoned : Yes

Whether Reportable : No