

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

**CWP No.1891 of 2017 (O&M)
Date of decision : February 02, 2017**

Mast Ram **..... Petitioner**

Versus

State of Punjab and others **..... Respondents**

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Rajeev Dev Sharma, Advocate for the petitioner.

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)

Heard.

The petitioner had earlier approached this Court by way of filing CWP No.25034 of 2016, which was disposed of by this Court on 05.12.2016, directing the respondents to decide the representation of the petitioner dated 26.09.2016 with a further direction that if there is no legal impediment in releasing the pensionary benefit, the same be released forthwith otherwise pass a speaking order, denying the pensionary benefits.

In pursuant to the said order, the speaking order dated 13.01.2017 (Annexure P-3) has been passed, whereby while admitting the liability to the retiral benefits, the following order has been passed:

“Despite this, in compliance with the orders of the Hon'ble High Court and keeping in view of the above mentioned facts and circumstances and financial stringency and paucity of funds, the Municipal Corporation has agreed to make the payment to the petitioner in installments. The first installment is released to the petitioner of Rs.3,92,748/- (Three Lac Ninety Two

Thousand Seven Hundred Forty Eight only) vide cheques No.207682, 826152 dated 13.01.2017 respectively and remaining amount of Rs.10,00,000/- will be released in five monthly installment to the petitioner. It is pertinent to mention here that the pension has already been released to the petitioner.”

Learned counsel for the petitioner contends that in terms of the said order, the first installment has been paid. His grievance is that for the remaining amount of Rs.10 lac, no interest is being paid.

In these circumstances, the present petition is disposed of with a direction to the respondents that the remaining amount of Rs.10 lac be paid in installments and the same shall also carry interest @ 9% per annum starting three months from the date of retirement of the petitioner till the date of actual payment.

(KULDIP SINGH)
JUDGE

February 02, 2017

sarita

Whether speaking / reasoned Yes

Whether Reportable: No