

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

CWP No. 23691 of 2016 (O&M)
Date of Decision: 25.04.2017

TINA DEVI

... Petitioner

V/s.

STATE OF HARYANA AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH

Present: Mr. Vivek Khatri, Advocate,
for the petitioner.

Mr. Apoorv Garg, DAG, Haryana.

KULDIP SINGH, J. (Oral)

The petitioner has preferred this writ petition under Article 226/227 of the Constitution of India praying for issuance of writ in the nature of mandamus for directing respondents to release of the service benefits of the deceased-husband of the petitioner alongwith interest as per the speaking order dated 29.07.2016 (*Annexure P-6*).

Brief facts of this case are that deceased-husband of the petitioner, Ajit Singh, met with an motor vehicular accident on 08.07.2005 and went in coma. Ultimately, he expired on 08.04.2016. The present petition has been filed by the wife of the deceased-employee for releasing of service benefits of her husband.

Learned counsel for the petitioner states that the payments with regard to GPF and Ex-gratia have been released to the petitioner. However, payment in respect of Death-cum-Retirement Gratuity (DCRG) has not been released.

In the reply, it is stated the case of the petitioner with regard to release of payment of DCRG is under process.

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As the deceased-husband of the petitioner expired on 08.04.2016, the DCRG and other due benefits were required to be paid within three months from the date of death of the deceased employee.

In the circumstances, after hearing both the parties, the petition is disposed of with a direction to the respondents to pay interest @ 9% per annum on the delayed payment of GPF and Ex-gratia amount as well as release the payment of DCRG to the petitioner within one month from today alongwith interest @ 9% per annum starting three months from the date of death of the employee till its payment.

April 25, 2017

Suresh Kumar

(KULDIP SINGH)
JUDGE

***Whether speaking / reasoned* :** ✓
Yes / No

***Whether Reportable* :** ✓
Yes / No