

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

**C.W.P. No.8200 of 2016
Date of Decision:14.07.2017**

Atam Parkash Gupta Petitioner

Vs.

State of Haryana and other sRespondents

CORAM:- HON'BLE MR. JUSTICE RAKESH KUMAR JAIN

Present:- Mr. Shashikant Gupta, Advocate for the petitioner.

Mr. Saurav Mohunta, DAG, Haryana.

Rakesh Kumar Jain, J. (Oral)

This petition is filed for seeking direction to the respondents to refund the FDR amount of ₹50,000/- alongwith interest.

Counsel for the petitioner has submitted that the amount of FDR with its matured value has already been given to him but for the interest accrued on it. It is submitted that the FDR was deposited on 29.11.2001 and the same was to be released after completion of ten years of the lease. According to the petitioner, the lease had expired somewhere on 01.06.2009 but the FDR has been released on 02.07.2016. He has thus prayed that he may be awarded interest from the time he was entitled to the release of the FDR till the date it was actually released to him.

Counsel for the respondents has submitted that the component of interest has to be paid by respondent No.3 to whom the case has already been referred by respondents No.1 and 2 but so far the question regarding the payment of interest has not been decided.

I have heard learned counsel for the parties and after examining the record, am of the considered opinion that the petitioner is entitled to interest because the money of the petitioner was retained by the respondents after the date when it became due to be paid to him. Accordingly, direction is issued to respondent No.3 to decide the question of payment of interest to the petitioner on his amount of FDR and the same shall be paid to him within a period of one month from the date of receipt of certified copy of this order.

July 14, 2017
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(RAKESH KUMAR JAIN)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No