

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

216

RSA-2151-2016 (O&M)
Decided on 27.9.2017

THE STATE OF PUNJAB AND OTHERS

...APPELLANTS

VS

NIRMAL DASS (DECEASED) THROUGH HIS Lrs

....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AJAY TEWARI

Present: Mr. H.S.Sitta, AAG, Punjab.

Ms. Supriya Garg, Advocate
for the respondents.

AJAY TEWARI, J.(Oral)

This appeal has been filed against the concurrent judgments of the Courts below directing the appellants to pay interest on the delayed disbursement of the retirement benefit.

Learned Assistant Advocate General has argued that as regards the delay and the entitlement to interest there may not be much scope but the Courts below have erred in awarding interest @ 18% per annum compounded. As per him, they have misapplied the judgment relied in the order.

Counsel for respondent has fairly accepted with the judgment Kirat Gopal vs Haryana Vidyut Parsran Nigam Ltd. And others 2000(3) RSJ 39 on which reliance was placed by the Courts below had awarded @ 18% simple interest.

Since this is only limited issue involved I do not deem it appropriate to admit the appeal and consequently, appeal stands disposed of

with the modification that rate of interest payable to the respondent would be @ 18% simple interest instead of 18% compounded interest.

Since the main case has been decided, the pending civil miscellaneous application, if any, also stands disposed of.

27.9.2017
anuradha

(AJAY TEWARI)
JUDGE

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Whether speaking/reasoned	-	Yes/No
Whether reportable	-	Yes/No