

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

233

**CWP-15651-2015(O&M)
Date of decision:02.05.2018**

Pramodh Chand

... Petitioner

Versus

Union of India and others

.... Respondents

CORAM: HON'BLE MR. JUSTICE P.B. BAJANTHRI

Present: Mr. J.R.Syal, Advocate for the petitioner.

Mr. Anil Chawla, Advocate for the respondents.

P.B. BAJANTHRI, J. (ORAL)

On 03.04.2018 following order was passed:-

"Petitioner's grievance is that he is entitled to interest on belated settlement of pensionary benefits during the period from 28.02.2007 to 23.01.2014. On the other hand, learned counsel for respondents submitted that his all retiral benefits were settled on 01.08.2007 pursuant to his retirement on 28.02.2007. So petitioner is not entitled to claim any interest on belated settlement as if the petitioner pensionary benefits have been settled on 23.01.2014. At this stage, learned counsel for the petitioner submitted that he is entitled to pension from 28.02.2007 to 2014 which is stated to have been settled by the respondents pursuant to the conversion of CPF to GPF on 24.01.2013. Therefore, his claim is that he is entitled to interest on belated

settlement of arrears of pension for the period from 2007 to 2014. In this regard, respondents have to apprise this court on account of conversion of CPF to GPF on 24.01.2013 whether petitioner has been extended the monthly pension from March, 2007 to 2014? If it is so whether is there any delay on the part of the respondents in not permitting the petitioner to convert the CPF to GPF. Whether CPF to GPF conversion is with retrospective effect from the date petitioner retired from service on 28.02.2007. In this regard, respondents are hereby directed to depute an officer who is conversant with the case along with papers so as to assist in the matter on the next date of hearing.

List this matter on 02.05.2018."

2. Today learned counsel for the respondent-UOI submitted that for the purpose of conversion of CPF to GPF petitioner submitted application on 22.03.2012 and it was permitted on 24.01.2013. It was also clarified that pension has been extended to the petitioner w.e.f. 01.03.2007. Therefore, what remains is whether petitioner is entitled to interest during the period from March, 2012 till 24.01.2014 the date on which petitioner's pension and retiral benefits have been settled. Therefore, petitioner is entitled to interest after 3 months from the date of submission of application for conversion of CPF to GPF i.e. from 22.03.2012 till 23.01.2014. In other words, petitioner is entitled to interest on belated settlement of pensionary and retiral benefits from 21.06.2012 to 23.01.2014. Petitioner is not entitled to interest from 22.03.2012 to 20.06.2012 for the reasons that respondent were required to prepare papers for the purpose of settlement of pensionary benefits for

which they may require minimum period of 3 months. In view of these facts and circumstances, concerned respondent is hereby directed to calculate interest on belated settlement of retiral benefits including pension for a period from 21.06.2012 to 23.01.2014 and it be disbursed within a period of 3 months from the date of receipt of this order.

3. With the above observation, CWP stands disposed of.

02.05.2018

pooja saini

**(P.B.BAJANTHRI)
JUDGE**

Whether speaking/reasons

Yes/No

Whether Reportable:

Yes/No