

In the High Court of Punjab and Haryana at Chandigarh

CWP No.10819 of 2018

Date of decision: November 19, 2018

Radha Chatrath

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Rajeev Dev Sharma, Advocate for the petitioner.
Ms. Rukhsar Dhindsa, Assistant Advocate General,
Punjab.

HARSIMRAN SINGH SETHI, J. (ORAL)

The present petition has been filed for the release of the complete retiral benefits of the husband of the petitioner, who unfortunately died on 18.11.2016 while in service. The petitioner became entitled for the release of the pensionary benefits in November, 2016.

Counsel for the respondents states that about 80% of the amount was paid within a short span of time but admits that two payments i.e. gratuity of ₹01 lac and provident fund amounting to ₹03 lacs, was made in May, 2016 i.e. after the expiry of approximately 1-1/2 years. No justification has been given by the respondents in making the payment after a delay of 1-1/2 years that too in a case where an employee died in harness and the family is in

the need of monetary benefits at the time of distress.

In view of the above, the respondents are directed to calculate the interest on the gratuity as well as provident fund which was paid to the petitioner in May, 2018 @ 9% per annum from the date it became due.

Counsel for the petitioner states that no further order is required to be passed.

The petition stands disposed of.

(HARSIMRAN SINGH SETHI)

JUDGE

November 19, 2018

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Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No