

COCN No. 922 of 2016

Date of Decision: 14.02.2019

Parmod Kumar Goel

.....Petitioner

Versus

Keshni Anand Arora and others

.....Respondents

CORAM: HON'BLE MS. JUSTICE NIRMALJIT KAURPresent: Mr. Jai Vir Yadav, Advocate
for the petitioner.

Mr. Ashish Yadav, Addl. Advocate General, Haryana.

NIRMALJIT KAUR, J. (ORAL)

It is not disputed that the order of this Court dated 12.10.2015 has since been complied with by way of the direction dated 16.03.2015.

However, learned counsel for the petitioner has pointed out that the order was passed way back on 12.10.2015 vide which a direction was issued to pay the consequential benefit as stipulated in the decision dated 16.03.2015, which were reproduced in the said order itself.

The respondents however did not give the revised pension which was one of the consequential benefit. They were required to do so within three months from the passing of the order dated 12.10.2015. Three months had lapsed on 12.01.2016 but the revised pension was paid only in January, 2019. Thus, the petitioner was entitled for interest towards delayed payment.

Argument of learned State counsel that the petitioner had given in writing that nothing is due does not absolve the liability to pay the interest on the arrears on pension having been paid much after the date it fell due to him.

In view of the same, the present contempt petition is disposed of with a direction to the respondents to consider the claim of the petitioner with respect to the interest towards the delay in granting revised pension and pay the said interest in case the petitioner is found entitled to the same in accordance with law.

Rule issued against the respondents stands discharged.

The needful be done within two months from today. In case the needful is not done within two months, the petitioner will be at liberty to revive the contempt petition.

(NIRMALJIT KAUR)
JUDGE

14.02.2019
sandeep

Whether Speaking/Reasoned : Yes/No
Whether Reportable : Yes/No