

IN THE HIGH COURT OF PUNJAB AND HARYANA,
AT CHANDIGARH

212

CWP-18864-2012 (O&M)

Decided on : 27.02.2019

Kewal Krishan Jindal

... Petitioner

Versus

State of Punjab and others

.. Respondents

CORAM : HON'BLE MR.JUSTICE RAJIV NARAIN RAINA

Present : Mr.Puneet Gupta, Advocate
for the petitioner.
Mr. Sandeep Vermani, Addl.AG, Punjab.
Mr.Tarun Vir Singh, Advocate for respondent No.3.

1. *To be referred to the Reporters or not?*
2. *Whether the judgment should be reported in the Digest?*

Rajiv Narain Raina, J. (Oral)

1. Reply by way of Short affidavit of Rakesh Kumar, Joint Director Local Government Punjab on behalf of respondent Nos. 1 and 2 has been filed by learned State counsel which is taken on record. Copy thereof has been supplied.

2. Affidavit reveals that the relief has been granted to the petitioner and his grievance stands redressed with the passing of the order dated 18.1.2019. Copy of the order has been placed with the application as Annexure R/1-T. He has been granted the appropriate pay scales on completion of four years of service w.e.f. 01.02.2005 and after completing nine years of service w.e.f. 01.02.2010, his pay has been fixed according to the table in the order.

3 Mr.Tarunvir Singh, Advocate appearing for respondent No.3- Municipal Corporation states that in view of the order of Govt. of Punjab dated 18.1.2019, the case of the petitioner will be considered by the

competent authority. He will be paid all the dues as have been paid to the others.

4. To make it easier for the petitioner and the Municipal Corporation with respect to grant of financial benefits, a direction is issued that the petitioner and the competent authority, Municipal Corporation will sit together to finalize the dues so that no grievance remains.

5. Since these dues in respect of service benefits available on retirement, delayed payment if not caused by any fault of the petitioner will carry interest in view of the judgment rendered by Full Bench of this Court in case “A.S.Randhawa Vs. State of Punjab, 1997 (3) S.C.T. 468. Interest would be paid at the rate of 8% p.a. on the delayed payment as worked out in the meeting. Municipal Corporation will notify the date, time and venue of the meeting. The department will also send its representative for the meeting in the Municipal Corporation to work out the interest amount and whose responsibility is it to pay, whether of the Municipal Corporation or the State and the party found responsible would be liable to pay interest.

6. With these directions, the petition stands disposed of.

27.02.2019
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[**Rajiv Narain Raina**]
Judge