

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-28253-2017 (O&M)
Date of decision-10.01.2019

Bal Krishan and others

...Petitioner

Vs.

State of Punjab and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Surender Sharma, Advocate,
for the petitioner.

Ms. Ambika Bedi, AAG, Punjab

JITENDRA CHAUHAN, J.

This writ petition under Articles 226/227 of the Constitution of India has been filed for the issuance of a writ of mandamus directing the respondents to pay honorarium to the petitioners being elected Sarpanches of various villages of Block Mahilpur.

Learned counsel refers to notification dated 02.11.2011 (Annexure P-1), issued by the the Department of Rural Development and Panchayat (Election Branch), to contend that the petitioners are entitled to receive honorarium at the rate of ₹1,200/- per month w.e.f. 01.11.2011. However, no amount has been paid till date. The petitioner also moved representation dated 14.09.2016 as well as served legal notice dated 14.09.2017 (Annexure P-3), but no action has been taken so far.

On the other hand, learned State counsel though admits the factual position with regard to the admissibility of the claim, but states that the payment could not be made due to non-receipt of funds from the Finance Department.

Heard.

In view of the fact that there is no dispute with regard to the admissibility of the claim raised by the petitioners and the non-payment of honorarium has been attributed to the paucity of funds, this petition is allowed. The respondents are directed to make payment of the honorarium due to the petitioners along with interest @ 6.5% per annum within a period of six weeks from the date of receipt the certified copy of this order.

(JITENDRA CHAUHAN)
JUDGE

10.01.2019

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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No