

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

214

CWP-4709-2017

Date of Decision : February 10, 2020

MOHINDER SINGH

.....Petitioner

VERSUS

UTTAR HARYANA BIJLI VITRAN NIGAM LTD AND ORS

.....Respondents

CORAM: HON'BLE MS. JUSTICE NIRMALJIT KAUR

Present : Mr. Ram Niwas Sharma, Advocate for the petitioner.

Mr. Pardeep Rajput, Advocate for the respondents.

NIRMALJIT KAUR, J. (Oral)

The prayer in the present petition is for quashing of the order dated 15.9.2016 whereby the respondents had reduced the pay of the petitioner by withdrawing the orders of stepping up of pay at par with his junior Shri Ram Diya, ALM and thereafter to restore the pay of the petitioner already fixed vide order dated 14.12.2015 with a further prayer for releasing the pensionary benefits to the petitioner alongwith interest.

Admittedly, the rectification has been done during the pendency of the writ petition and the retiral benefits have since been released to the petitioner on 17.4.2017. Therefore, the only question that survives is with respect to the payment of the interest.

It is evident from the petition as well as the reply that the impugned order dated 15.9.2016 Annexure P-9 was wrongly passed. This has caused much grievance to the petitioner resulting in delay in releasing of his pension.

In view of the above, the present writ petition is allowed and the respondents are directed to pay the interest from the date the retiral benefits were due to him i.e. from the date of his retirement i.e. 31.3.2016 till they were paid i.e. 17.4.2017 alongwith 6% interest. The same be paid to the petitioner within two months from the date of receipt of certified copy of this order. In the case the said interest amount is not paid within two months, the same shall be liable to be paid alongwith 12% interest from the expiry of two months.

February 10, 2020
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(NIRMALJIT KAUR)
JUDGE

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