

(In virtual Court)

CWP No.24386 of 2021 (O&M)

Date of Decision: 01.12.2021

Shamsher Singh (deceased) through his LRs

.....Petitioners

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWATPresent: Mr. Dilbagh Singh Chahal, Advocate
for the petitioners.

Mr. Harish Rathee, Deputy Advocate General, Haryana.

RAJBIR SEHRAWAT, J. (ORAL)

This is a petition filed under Articles 226/227 of the Constitution of India seeking issuance of a writ in the nature of Certiorari for quashing the impugned order dated 03.09.2020 (Annexure P-1) passed by the office of respondent No.2, vide which the request for interest for the delayed period on the amount of Rs.82,631/- has been rejected, with a further prayer to issue direction to the official respondents to grant the interest @ 18% for the delayed period on the amount of Rs.82,631/- w.e.f. 28.08.1991.

A bare perusal of the order shows that although the claim of the petitioners might have been pending with the Courts for a long time, however, the ultimate decision came only through Regular Second Appeal No.40 of 1992 decided on 23.03.2018. Even that order of the High Court is not containing any stipulation qua grant of any interest to the petitioners. The amount awarded through the decree of the Court has already been paid to the petitioners on 21.06.2019. Moreover, simply because the case had

remained pending before the Courts for a long time, would not make the State Government liable to pay the interest for the duration for which the matter remained pending before the Courts, unless the Court passing a decree so directed.

In view of the above, this Court does not find any ground to interfere in the matter. Accordingly, the present writ petition is dismissed.

(RAJBIR SEHRAWAT)
JUDGE

01.12.2021
sandeep

Whether Speaking/Reasoned : Yes/No

Whether Reportable : Yes/No