

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(108)

CWP No. 20230 of 2021
Date of Decision : 21.09.2022

Dharam Pal

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Rishi Pal Singh, Advocate for the petitioner.

Mr. Harish Nain, Assistant Advocate General, Haryana.

Mr. I.S. Sidhu, Advocate for respondent No. 4.

Harsimran Singh Sethi J. (Oral)

In the present petition, the petitioner has claimed that he was allowed voluntary retirement w.e.f. 31.12.2020 but his GIS benefit as well as leave encashment and LTC have not been released, which is causing prejudice to the him.

Learned counsel for the petitioner submits that after the filing of the present petition, the retiral benefits have been released to the petitioner but the same have been released after a delay, which will entitle the petitioner for the grant of interest on the said delayed release of retiral benefits.

Learned counsel submits that the petitioner be given liberty to

approach the respondents to justify the claim of interest on the ground that

the delay in releasing of the pensionary benefits was attributable to the department only and not to the petitioner, making the petitioner entitled for interest on the delayed released of retiral benefits keeping in view the settled principle of law as settled by the Full Bench of this Court in *A.S. Randhawa Vs. State of Punjab and others*, 1997(3) SCT 468.

Learned counsel for the respondents submits that in case any representation is filed by the petitioner raising any grievance for the grant of interest, the same will be considered keeping in view the facts and circumstances of the present case coupled with the settled principle of law noticed hereinbefore and appropriate order on the same will be passed within a period of eight weeks of the receipt of any such representation. Learned counsel for the respondents further submits that in case, after the decision of the representation, it is found that petitioner is entitled for the grant of interest, the same will also be released to him within a further period of four weeks.

Learned counsel for the petitioner submits that keeping in view the statement of learned State counsel, the present petition may kindly be disposed of having been not pressed any further with liberty to the petitioner to approach the respondents by filing appropriate representation.

Ordered accordingly.

September 21, 2022
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No