

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

COC-404-2015 (O&M)
Date of decision: 14.07.2023

Diwan Singh Puri

... Petitioner

Vs.

Rakesh Garg and anr.

... Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Vineet Sehgal, Advocate
for the petitioner.

Mr. Sunil Kumar, Advocate
for the respondents.

ARVIND SINGH SANGWAN, J. (ORAL)

The petitioner alleges violation of the order dated 15.05.2014, vide
which following directions were issued: -

“The result of the aforesaid is that the petition filed by the petitioner being CWP-4276-CAT-2008 is partly allowed, while the petition filed by the Union of India i.e. CWP-19595-2007 is dismissed. The consequent financial benefit with interest as admissible to the petitioner be remitted to him within a period of two months from today and the future benefit of pension etc. would accordingly arise.

We may add that the reference to the parties as petitioner and respondents aforesaid has been in the context of the array of parties in CWP-4276-CAT-2008.

We conclude with the hope that finally this would put the prolonged dispute to an end.

The parties are left to bear their own costs.”

Learned counsel for the petitioner has referred to affidavit filed by the respondents, wherein calculation is given regarding payment of pay and allowances from 23.08.2000 to 29.03.2006 along with other payments i.e. interest on the pay and allowances from 15.05.2014 to 05.05.2015 @ 8.7% i.e. the prevailing GPF rate, payment of DCRG, interest on DCRG, pension arrears as well as leave encashment. It is further submitted that interest was paid only w.e.f. the date of judgment till its disbursement.

In the subsequent compliance affidavit, again calculations have been given, wherein it is stated that interest on the delayed payment i.e. DCRG, pension, leave encashment etc. is calculated and the pension interest from 30.03.2006 to 30.04.2015 and pension arrears were paid on 13.05.2015 i.e. after payment of arrears of salary, as noticed above. As per this calculation, total interest of Rs.17,33,672/- was paid to the petitioner for the years 2006-2007 to 2015-2016.

In view of the above, nothing survives in the present petition and the same is rendered as infructuous.

[ARVIND SINGH SANGWAN]
JUDGE

14.07.2023

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No