

2023:PHHC:038890
207 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-2576-2016 (O&M)
Date of decision: 15.03.2023

Kanta Rani

....Petitioner

Versus

State of Punjab and another

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr. S.K.Rattan, Advocate for the petitioner

Mr. D.K.Singal, Addl. AG, Punjab

ANIL KSHETARPAL, J (Oral)

1. While invoking the extraordinary writ jurisdiction of the Court, the petitioner prays for a direction to the respondents to pay interest on the delayed payment of the retiral benefits. The petitioner, on attaining the age of superannuation, retired on 31.08.2014. In the affidavit dated 01.11.2022, the details of the various components constituting the retiral benefits have been disclosed, which are extracted as under:-

Sr. No.	Description of payment	Amount	Date of sanction	Date of submission of Bill in Treasury	Date of passing of Bill	Date of Payment	Whether interest paid
1.	Commutation of pension	5,14,214	10.9.14	-	28.10.14	28.10.14	-
2.	G.P.Fund	15,03,254	22.8.14	8.9.14	27.11.14	27.11.14	Interest included upto 31.10.2014
3.	GIS	52,650	15.9.14	13.10.14	01.01.15	01.01.15	-
4.	Leave encashment	6,48,470	01.10.14	5.11.14	8.1.15	08.01.15	-
5.	Gratuity	10,00,000	1.10.14	5.11.14	8.1.15	08.01.15	-

2. The respondents, while filing the response, have also stated that the petitioner herself was working at the relevant time as Superintendent Grade I and she was required to move the file for the retiral benefits 8 months before the date of superannuation but she failed to do so.

3. On perusal of the tabulated compilation extracted above, it is evident that the computation of the pension has been released within a period of less than 2 months, whereas GIS, leave encashment and gratuity have been released within a period of less than 5 months. On GPF, the interest has already been paid. Hence, no ground to issue the writ, as prayed for, is made out.

4. Dismissed.

5. All the pending miscellaneous applications, if any, are also disposed of.

15.03.2023

rekha

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)
JUDGE