

2023:PHHC:093262

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

RSA-537-2019 (O&M)
Date of decision: 24.07.2023

Regional Provident Fund Commissioner
....Appellant

Versus

Ms. Shalini minor through Guardian Sh.Ram Sarup and others
..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr. Sanjay Tangri, Advocate for the appellant

ANIL KSHETARPAL, J (Oral)

CM-1205-C-2019

1. After hearing learned counsel representing the applicant and going through the contents of the application, delay of 12 days in filing the appeal is hereby condoned.

2. CM stands allowed.

Main case

3. Two minor daughters of late Sh. Rajesh were not paid by the Regional Provident Fund Commissioner. The minor daughters filed a suit for declaration that they are entitled to 1/3rd share each in the amount of Provident Fund left behind by late Sh.Rajesh. Both the courts have decreed the suit while directing the payment with the interest at the rate of 12% per annum.

4. Learned counsel representing the appellant submits that the amount is payable with the interest at the rate of 8.6% per annum and

therefore, the courts have erred in granting interest at the rate of 12% per annum.

5. This Court has considered the submission. Once the minor daughters, who are class I heirs, were denied payment, the direction to pay the amount alongwith interest at the rate of 12% per annum is not excessive.

6. In view of the aforesaid facts and discussion, no ground to interfere is made out.

7. Hence, dismissed.

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

24.07.2023

rekha

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)
JUDGE