IN THE HIGH COURT OF HIMACHAL PRADESH, SHIMLA

CWP No.16114 of 2024
Date of decision: 26.12.2024

Ramesh Chand. ...Petitioner.

Versus

HRTC & Ors. ...Respondents.

Coram:

Ms. Justice Jyotsna Rewal Dua, Judge.

Whether approved for reporting?

For the petitioner	:	Mr. Mandeep Chandel, Advocate.
For the respondent	:	Mr. Raman Jamalta, Advocate.

Jyotsna Rewal Dua, Judge

Notice. Mr. Raman Jamalta, learned Standing Counsel, appears and waives service of notice on behalf of the respondents.

2. With the consent of learned counsel for the parties, matter is heard at this stage.

3. The instant petition has been filed, praying for a direction to the respondents to release enhanced dearness relief and interim relief with arrears along with interest in favour for the petitioners.

4. Learned counsel for the petitioners referred to office memorandum dated 05.02.2015 (Annexure P-1), whereunder dearness relief to Himachal Pradesh

Government Pensioner/Family Pensioners was revised w.e.f. 01.07.2014. Reliance was also placed upon office memorandum dated 07.03.2020, issued by the Department of Finance Government of Himachal Pradesh, further revising the dearness relief of Himachal Pradesh Government Pensioners/ Family Pensioners w.e.f. 01.07.2019. Attention was also invited to office memorandum dated 15.09.2021, concerning grant of Dearness Allowance to the employees of State Government w.e.f. 01.07.2021.

5. It is not in dispute that office memorandums dated 05.02.2015, 07.03.2020 and 15.09.2021 have been adopted by the respondent-Corporation and dearness relief in terms of these office memorandums is admissible to the petitioners, but the same has not been released to them.

In view of above, the instant writ petition is disposed of by directing the respondents/competent authority to pay due and admissible dearness relief to the petitioners in terms of above office memorandums within a period of six weeks from today. It is, however, made clear that in case due and admissible dearness relief is not paid by the respondents to the petitioners within the aforesaid

period, then the same shall be payable with interest @ 5% per annum from the due date till its actual realization.

Pending miscellaneous application(s), if any, shall also stand disposed of.

Jyotsna Rewal Dua
Judge

26th December, 2024
(Pardeep)