

**IN THE HIGH COURT OF PUNJAB & HARYANA  
AT CHANDIGARH**

221

CWP-11625-2023 (O&M)  
Date of decision: 12.09.2024

Dr. Sushma Jain

...Petitioner

Versus

State of Haryana and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY**

\*\*\*\*\*

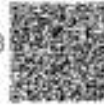
Present : Ms. Promila Nain, Advocate and  
Ms. Isha Dhingra, Advocate for the petitioner.

Ms. Vibha Tewari, AAG, Haryana.

\*\*\*\*\*

**AMAN CHAUDHARY, J. (Oral)**

1. The salary of the petitioner, who after retiring from the post of Senior Medical Officer, on 30.09.2020, had been engaged as a Consultant in Civil Hospital, Rohtak w.e.f. 01.10.2020, was neither fixed nor released, for which she had to run from pillar to post, despite having rendered service to the public in the trying times of COVID-19 pandemic. The Deputy Civil Surgeon had on 07.06.2021, even observed her to be not in the communication termed by him as 'unnecessary' and wasting time of the office. However, finally her representations evoked response when none other than the office of the Director General Health Services, Haryana, vide its letter dated 06.07.2021, directed payment of salary as per rates agreed for the post held by her and explanation also be given for non-payment of the same, whereupon also it took more than two weeks to release, as it was on 23.07.2021.



2. There being no ostensible reason forthcoming for withholding the salary of the petitioner, which constitutes her rightful entitlement, as such interest is found payable to her, which is not penal in nature, rather compensatory, being deprived of it, with which the respondents unjustly enriched themselves.

3. In the peculiarity of the facts and circumstances, the respondents are directed to pay interest at the rate of 6% per annum on the amount, from the date it fell due, till its realization, within a period of three weeks.

**(AMAN CHAUDHARY)**  
**JUDGE**

**12.09.2024**

ashok

|                           |   |          |
|---------------------------|---|----------|
| Whether speaking/reasoned | : | Yes / No |
| Whether reportable        | : | Yes / No |