

201 **RA-CW-162-2022 in CWP-8554-2018**
MANOJ KUMAR VS STATE OF HARYANA AND OTHERS

RA-CW-163-2022 in CWP-25657-2015
JAGDISH SINGH & ORS VS STATE OF HARYANA AND ORS

RA-CW-164-2022 in CWP-7445-2019
MAHESH KUMAR VS THE STATE OF HARYANA AND ORS

RA-CW-165-2022 in CWP-3223-2020
ISA KHAN VS STATE OF HARYANA AND ANOTHER

RA-CW-166-2022 in CWP-25656-2015
BALRAM SINGH AND ORS VS STATE OF HARYANA AND ORS

Present: Mr. Sanjeev Kaushik, Advocate
 for the applicants/respondent Nos. 2 & 3.

 Ms. Bhumika Khatri, Advocate for
 Mr. Sunil Kumar Dhanda, Advocate
 for the non-applicant/petitione in RA-CW-162-2022.

 Mr. Kamal Sharma, Advocate and
 Mr. Raja Sharma, Advocate
 for the non-applicant-petitioner(s)
 in RA-CW-163, 164, 165 & 166-2022.

 Ms. Vibha Tewari, AAG, Haryana.

The present review applications have been filed against the decision of the Coordinate Bench dated 03.05.2022 by which the writ petitions have been allowed and the monetary benefit has been extended in favour of the petitioners along with the interest.

Learned counsel for the applicants submits that the benefit of interest granted by the Court is without there being any prayer and therefore, the grant of interest is beyond the jurisdiction of the Coordinate Bench and the same is liable to be reviewed.

Learned counsel for the non-applicants on the other hand submits that once, the monetary benefit was extended in favour of the petitioners, keeping in view Section 34 CPC, the Court is well within its jurisdiction to grant the interest.

I have heard learned counsel for the parties and have gone through the record with their able assistance.

The non-applicants/petitioners have been allowed the financial benefits by the Court while passing the impugned order, review of which has been sought. Once the non-applicants/petitioners have been found entitled for the grant of financial benefits, if the Court, on its own found that petitioners are entitled for any consequential benefit, it had the jurisdiction to grant the interest so as to compensate the aggrieved party as Section 34 CPC enables the Court to grant the said relief.

Keeping in view the said provision, the grant of interest by the Court upon the arrears of salary, which is within the parameters fixed by Section 34 CPC, needs no review at the hands of this Court.

In view of the above, all the review applications are dismissed.

A photocopy of the order be placed on the files of other connected cases.

(HARSIMRAN SINGH SETHI)
JUDGE

04.03.2024
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Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No