



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

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CWP-25143-2014 (O&M)

Date of decision: 22.10.2024

Tulsidas Khetarpal

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present: Mr. Naresh Parbhakar, Advocate
for the petitioner.

Mr. Tapan Kumar, DAG, Haryana.

AMAN CHAUDHARY, J. (Oral)

1. Prayer made in the present petition is for directing the respondents to grant the benefit of experience earned by the petitioner while practicing as an Advocate for 6 years prior to joining as Assistant District Attorney and consequently the pensionary benefits as per Rule 4.2-A of the Punjab Civil Services Rules, Vol.-II along with interest based on the judgment of this Court in the case of similarly situated person namely Mulkh Raj Mehta, whose civil suit had been decreed and SLP filed against which was dismissed on 16.09.2013 (Annexure P-4).

2. Learned counsel admits that during the pendency of the present petition, the relief sought for was accorded vide order dated 19.05.2015 (Annexure R1), appended with the short reply dated 18.05.2016, filed by the Special Secretary to Government, Haryana, Administration of Justice Department, and thus only prays for the interest on the same from the date of

dismissal of the SLP till that of the payment. This Court in **J.S. Cheema vs. State of Haryana**¹, had observed and held that the interest is to be given to an employee where an amount belonging to him, retained and utilized by the respondents, was released on a later date.

3. Learned State counsel has been unable to offer any plausible reason for the delay so caused or draw out any distinctive aspects in the aforementioned judgment or cite any contrary law.

4. In view of the above, the present petition is disposed of with a direction to the respondents to pay interest at the rate of 6% per annum on the retiral benefits from the date they fell due till their realization, within a period of a month.

22.10.2024
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(AMAN CHAUDHARY)
JUDGE

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

¹ 2014(13) RCR (Civil) 355