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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CWP-23262-2023

Date of Decision: 22.05.2024

Jagmender Singh alias Jagminder Singh

..... Petitioner

Versus

State of Haryana and others

..... Respondents

CWP-23310-2023

Saroj

..... Petitioner

Versus

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present:

Mr. B.S. Sudan, Advocate,
for the petitioner (in both cases).

Mr. Kapil Bansal, DAG, Haryana.

Mr. Gaurav Jindal, Advocate,
for respondent No.4 in CWP-23262-2023.

Mr. Padamkant Dwivedi, Advocate,
for respondent No.4 in CWP-23310-2023.

JASGURPREET SINGH PURI, J. (ORAL)

1. Both the petitions have been filed under Article 226 of the Constitution of India and are being taken up together for final disposal with the consent of the learned counsels for the parties.
2. The writ petition bearing CWP-23262-2023 has been filed by the petitioner, namely, Jagmender Singh alias Jagminder Singh wherein the

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prayer is for grant of pension w.e.f. May, 2022 along with interest.

3. Another writ petition bearing CWP-23310-2023 has been filed by the petitioner, namely, Saroj with a prayer for grant of family pension w.e.f. February, 2022 along with interest.

4. At the outset, Mr. Kapil Bansal, learned DAG, Haryana, Mr. Gaurav Jindal, learned counsel for respondent No.4 in CWP-23262-2023 and Mr. Padamkant Dwivedi, learned counsel for respondent No.4 in CWP-23310-2023 stated that in pursuance of the order passed by this Court on 25.04.2024, the Chief Secretary, State of Haryana has already taken a decision on 02.05.2024.

5. Learned counsels for the respondents have also stated that with regard to both the petitions, the pension/pensionary benefits/family pension have been paid to the petitioners.

6. However, learned counsel for the petitioners submitted that although the principle amount of the pension/pensionary benefits/family pension have been paid to the petitioners but the interest on the delayed payment of the aforesaid benefits have not been paid to them and they are entitled for the same as the delay was caused because of the fault of the respondent and not because of the petitioners.

7. In view of the above, both the petitions stand disposed of. The respondents are directed to pay interest on the delayed payment of pension/pensionary benefits/family pension @ 6% per annum (simple) from two months after the date of retirement till its actual disbursement. The aforesaid amount shall be calculated and paid to the petitioners by the respondents within a period of three months from today.



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8. In case, the aforesaid amount is not paid to the petitioners within the aforesaid period of three months from today, then the petitioners shall be entitled to future interest @ 9% per annum (simple) instead of 6% per annum (simple).

22.05.2024

(JASGURPREET SINGH PURI)

JUDGE

Bhumika

1. Whether speaking/reasoned:

Yes/No
2. Whether reportable:

Yes/No