

2025:PHHC:017330



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

216

CWP-7741-2019 (O&M)
Date of Decision: 05.02.2025.

HC DVR DHARAM CHAND

... Petitioner(s)

Versus

UNION OF INDIA AND OTHERS

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ.

PRESENT: Mr. Gurpreet Singh, Advocate,
for the petitioner(s).

Mr. Indresh Goel, Senior Panel Counsel,
for the respondents.

VINOD S. BHARDWAJ, J (ORAL)

Prayer made in the present petition was for seeking reimbursement of the claim of Rs.3,20,000/- along with interest @ 12% per annum from 08.08.2012 till realization thereof on account of the expenses incurred by the petitioner for facing trial under Sections 279 and 304-A of the Ranbir Penal Code while performing official duties.

2 Learned counsel for the respondents/Union of India informs that the claim lodged by the petitioner is for reimbursement

2025:PHHC:017330



of the expenses and that the respondent authorities had been repeatedly writing to the petitioner to furnish the details regarding the expenses that had been incurred by him, however, no such document was furnished by him as a result whereof the respondents had to undertake the entire exercise for determination of the actual expenses incurred by the petitioner at their own level. The same was accordingly undertaken and that vide intimation dated 30.04.2024, the petitioner was conveyed about the admissible payable amount and that the said assessed amount already stands released in favour of the petitioner vide Voucher No.V35633 dated 01.04.2024. No document has been filed by the petitioner on the basis whereof any challenge has been raised to such computation or that the amount as claimed by the petitioner has not been released. Further, there is nothing on record on the basis whereof, it can be ascertained that the actual expenses incurred by the petitioner were to the tune of Rs.3,20,000/- that has been claimed in the present petition. The claim being that of reimbursement, the petitioner was bound to establish that he incurred certain expenses for claiming reimbursement of the same and it cannot be a means of capitalization.

3 Faced with the above, counsel for the petitioner contends that the said amount had been released in favour of the petitioner after much delay and that he should be awarded interest thereupon.

2025:PHHC:017330



4 Having heard the learned counsel for the parties, I am of the opinion that the said aspect would be a small cause in which the High Court need not enter into.

5 In view of above, the present writ petition is disposed of at this stage since the substantial grievance of the petitioner has already been redressed.

6 Liberty is, however, granted to the petitioner to take recourse to an appropriate remedy by way of filing of civil suit, if so advised, for claiming differential amount of admissible dues to him, if any, by leading evidence. The claim for award of interest may also be raised by the petitioner before such Court.

February 05, 2025.
raj arora

(VINOD S. BHARDWAJ)
JUDGE

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