

1) CWP-11222-2015
Date of decision: 19.02.2026

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CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Mr. Vishal Moudgil, Advocate
for the respondents (in both cases).

HARPREET SINGH BRAR, J. (ORAL)

1. This common order shall dispose of the aforementioned two civil writ petitions as they arise from a similar factual matrix. However, for the sake of brevity, the facts are taken from CWP-11222-2015.

2. The present civil writ petition(s) has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of *mandamus* directing the respondents to pay the unpaid retiral benefits as well as their arrears of salary on account of revision of pay scales and interest on account of revision of pay scales and interest on delayed payment of various retiral benefits and also directing the respondents to fix the commutation of pension properly without deducting installments from the date of retirement till the date of actual payment.



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3. Learned counsel for the petitioner(s) *inter alia* contends that the petitioners retired in the year 2008 to 2010. The respondent-Corporation has not commuted the pension of the petitioners almost after five years. On the other hand, the deductions in the shape of installments which includes the interest component was made from the date of retirement. As such, the petitioners have suffered not only a financial loss and also mental agony post retirement. Further, it is a trite law that commuted value of pension ought to have been fixed prospectively. Further, during the pendency of the present petition, part payment has been made and only surviving dispute is regarding the interest on the payment of commutation of pension made after five years to the petitioners. He further submits that the date of retirement and the date of payment is given in the replication filed on behalf of the petitioners. The details of which are reproduced as under:-

Sr. No.	Names/Father's Name	Designation	Date of Retirement	Cheque No.	Date	Amount
1.	Suraj Bhan	Chief Inspector	31.07.2009	331411	10.04.2014	121042/-
2.	Hari Singh	Driver No. B-293	30.09.2009	367875	06.05.2014	155614/-
3.	Lajja Ram	Carpenter	31.03.2009	331415	10.04.2014	153513/-
4.	Rameshwar Dass	Carpenter	31.01.2009	331414	10.04.2014	173600/-
5.	Baldev Singh	Inspector	31.10.2008	331413	10.04.2014	139893/-
6.	Harpal Singh	Inspector	31.12.2009		04.10.2014	210171/-
7.	Raj Kumar	Inspector	28.02.2010	331410	10.04.2017	225879/-
8.	Harbhajan Singh	Driver No. P-18	31.08.2010	331421	10.04.2014	173734/-
9.	Mukand Singh	Inspector	30.04.2009	732394	21.04.2014	173151/-

4. Learned counsel for the respondents-Corporation submits that the delay in commutation of pension was neither deliberate nor intentional. It is further contended that the deductions effected from the date of retirement were made strictly in accordance with the applicable rules governing pension and

commutation. It is also submitted that the interest component has already been released to the petitioners on 24.09.2024 and therefore, no further amount remains due. As such, the petitioners are not entitled to any additional interest or relief. Detail of the payment of interest component is noticed by this Court in order dated 27.09.2024 which is as under:-

Sr. No.	Cheque Dated	In the name of	Amount (in Rs.)
1.	24.09.2024	Petitioner No.1-Suraj Bhan	46,144/-
2.	24.09.2024	Petitioner No.2-Hari Singh	79,920/-
3.	24.09.2024	Petitioner No.3-Lajja Ram	42,540/-
4.	24.09.2024	Petitioner No.4-Rameshwar Dass	51,274/-
5.	24.09.2024	Petitioner No.5-Baldev Singh	65,913/-
6.	24.09.2024	Petitioner No.6-Harpal Singh	95,778/-
7.	24.09.2024	Petitioner No.8-Raj Kumar	95,060/-
8.	24.09.2024	Petitioner No.9-Harbhajan Singh	57,448/-
9.	24.09.2024	Petitioner No.10-Mukand Singh	46,492/-

5. Having heard learned counsel for the parties and after perusal of the record of the case with their able assistance, it transpires that the only surviving dispute is regarding the commuting of the pension after five years of retirement of the petitioners and in the meantime, the deductions were made from the petitioners which includes interest component as well. The interest component was paid to the petitioners on 24.09.2024, as such, the petitioners are entitled to interest on account of the aforesaid delay.

6. In view of the discussion above, both the above mentioned writ petitions are disposed of. The respondent-Corporation is directed to re-calculate and pay the interest component on account of delay in commutation of pension as well as delay in release the interest amount itself, @ 6% per annum within a period of three months from the date of receipt of certified



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copy of this order till actual realization thereof.

7. A photo copy of this order be placed on the file of connected case.

(HARPREET SINGH BRAR)
JUDGE

19.02.2026

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