IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

C.O.C.P.No.1583 of 2012 (O&M)

Date of decision : 19.11.2012

Prabhdeep Singh

....Petitioner

Versus

Randhir Singh Mann and others

...Respondents

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER

....

Present: Mr.T.P.S.Tung, Advocate
for the petitioner.

Mr.Vishal Sharma, Advocate
for respondent No.4.

.....

MAHESH GROVER, J.

C.M.No.28547-CII of 2012

C.M. is allowed. Additional affidavit is taken on record.

C.O.C.P.No.1583 of 2012

The petitioner has now been paid the dues which were required to be paid by the respondent on account of the death of his father on 3.10.2010. The respondents were required to make the payment forthwith which was delayed and the resolution to that effect was passed on 15.3.2012 and the payment released on 29.6.2012. The solitary subsisting grievance which the petitioner indicates is that this amount should have been released along with interest and there was no reason for the respondent to keep the amount with them for 1 year and 8 months when the order of this Court required them to pass a

speaking order within a period of four weeks from the date of receipt of a certified copy of the order and in the eventuality of the liability being admitted the amount was to be paid within two weeks. The contempt was filed alleging non-compliance of the aforesaid directions and it is thereafter that the amount was released in June 2012.

Having regard to the facts in their totality, I am of the opinion that the grievance of the petitioner is justified as the respondents have unnecessarily withheld the amount due on account of the death of the employee, who was the father of the petitioner, for 1 year and 8 months and accordingly they are directed to pay interest on the delayed payment @ 9% per annum. The interest shall be calculated from the date of the death of the employee till the date when the resolution was passed indicating intent to make the payment.

Petition stands disposed of.

19.11.2012 (MAHESH GROVER)
JUDGE

dss