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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(C) 7027/2024**

MUNICIPAL CORPORATION OF DELHI Petitioner

Through: Mr.Sanjeev Sagar, Standing Counsel
with Ms.Nazia Parveen, Mr. Manish,
Mr.Sachendra Kumar Mishra, Mr.
Shishir Verma and Ms. Sneha
Kumari, Advs.

versus

SMT RAMPYARI Respondent

Through: Mr. J. S. Mann and Mr. Mayank Kr.,
Advs.

CORAM:

HON'BLE MS. JUSTICE REKHA PALLI

HON'BLE MR. JUSTICE SAURABH BANERJEE

ORDER

% **16.05.2024**

CM APPL. 29244/2024 -Ex.

1. Exemption allowed, subject to all just exceptions.
2. The application stands disposed of.

W.P.(C) 7027/2024, CM APPL. 29243/2024 -Stay.

3. The present petition under Articles 226 and 227 of the Constitution of India seeks to assail the order dated 20.09.2022 passed by the learned Central Administrative Tribunal (the learned Tribunal) in O.A. No. 2779/2021, in so far as it directs the petitioner to pay interest @ 12 % per annum to the respondent on his unpaid retiral benefits.
4. Learned counsel for the petitioner submits that taking into account the financial hardships which the petitioner/corporation is facing, the award of



interest @12% p.a to the respondent by the learned Tribunal was totally unwarranted. He, therefore, prays that the award of interest be waived or in the alternative, the rate of interest be reduced to 6 % p.a.

5. Issue notice. Learned counsel for the respondent accepts notice. Counter-affidavit be filed within four weeks. Rejoinder thereto, if any, be filed within four weeks thereafter.

6. Since, learned counsel for the petitioner submits that the entire retiral dues of the respondent already stands paid to him and only the interest in terms of the impugned order remains to be paid, we direct that subject to the petitioner for the present paying, within six weeks, interest @ GPF rates on the delayed retiral benefits, the operation of the impugned order will remain stayed till the next date.

7. List on 16.10.2024.

REKHA PALLI, J

SAURABH BANERJEE, J

MAY 16, 2024/rr