

**Rajinder Kumar Kapoor vs. State of H.P. &
Ors.
Ex. Petition No.431 of 2023 in CWP No.1354
of 2011**

17.09.2024 Present: Mr. Rajnish Maniktala, Senior Advocate, with Mr. Dinkar Bhaskar, Advocate, for the petitioner.

Mr. Pushpinder Jaswal, Additional Advocate General, for respondents No.1 and 2-State.

Mr. R.K. Bawa, Senior Advocate, with Mr. Ajay Kumar Sharma, Advocate, for respondents No.3 and 4.

Learned Senior Counsel appearing for the petitioner apprises the Court that as far as the State is concerned leave encashment has been paid to the petitioner by the State, but, interest on the delayed payment has not been paid. He further informs the Court that though the petitioner is entitled for a gratuity of Rs.10 lac from respondents No.3 and 4, yet, as of today, only an amount of Rs.1.75 lac has been paid.

This is seriously refuted by the learned Senior Counsel appearing for respondents No.3 and 4 and he submits that 50% of the gratuity as was admissible to the petitioner has already been paid.

Be that as it may, as learned Senior Counsel for respondents No.3 and 4 prays some more time to file reply to the application, let needful now positively be done within a period of three weeks.

List on 22.10.2024. In the meanwhile, State to spell out as to why interest has not been paid on the delayed payment of leave encashment.

(Ajay Mohan Goel)
Judge

September 17, 2024
(*Vinod*)