IN THE HIGH COURT OF HIMACHAL PRADESH, SHIMLA.

CWP No. 5788 of 2023
Decided on: October 6, 2023

Kulbhushan Lal …….. Petitioner

Versus

Himachal Road Transport Corporation and another .. Respondents

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Coram:
Hon'ble Mr. Justice Sandeep Sharma, Judge.
Whether approved for reporting? [1]

For the Petitioner : Mr. Hamender Singh Chandel with Mr. Ashir Kaith, Advocates.

For the respondents : Mr. Vinod Kumar Gupta, Advocate.

Sandeep Sharma, Judge (oral):

Notice.

2. Mr. Vinod Kumar Gupta, Advocate, appears and waives service of notice on behalf of the respondents.

3. This writ petition has been filed for following substantive reliefs:-

> "i) That the respondents may be directed to release the arrears of pension on revised rates with interest @ 9% P.A..
>
> ii) That the respondents maybe directed to release the revised amount of commutation of pension, leave encashment, DCRG along with interest @ 9% P.A."

4. In this writ petition, the petitioner, who has retired from the post of Yard Master on 31.3.2020, is seeking arrears of revision of pay scale w.e.f. 01.01.2016 to 31.3.2020 with interest @ 9% per annum from the respective date till the date of realization. He is also seeking direction to the respondents to revise the pension, gratuity & leave encashment and to pay it alongwith interest @ 9% per annum w.e.f. 01.01.2016 till

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[1] *Whether the reporters of the local papers may be allowed to see the judgment?*

the date of its realization in view of the judgment of this Court in CWP No.3050 of 2014, Nek Ram vs. State of H.P. & others.

5. Both learned counsel have agreed that this Court had granted relief to similarly placed petitioners in CWP No.2108 of 2023 on 31.05.2023 and in CWP No.2421 of 2023 on 15.06.2023.

6. Therefore, this writ petition is allowed for reasons alike and the respondents are directed to pay arrears of pay as per the revision of pay scales w.e.f. 01.01.2016 to 31.3.2020 with interest @ 6% per annum from the due date till the date of its realization and they shall also revise the pension, gratuity & leave encashment and pay the same alongwith interest @ 6% per annum to the petitioner w.e.f. 01.01.2016 till the date of its realization

All pending application(s), if any, also stands disposed of.

(Sandeep Sharma)
Judge

October 6, 2023
Vikrant