



79

**HIGH COURT OF CHHATTISGARH AT BILASPUR**

**Writ Petition No. 4894 of 2004**

**PETITIONER** : Dr. Rajaram Shukla S/o Late Surya Pratap Shukla, aged about 67 years, R/o Sector-2 Ganganagar, Mangla, District Bilaspur (CG).

**VERSUS**

**RESPONDENTS** : 1. Union of India, Through Secretary, Ministry of Personnel, Public Grievances & Pension Department, Loknayak Bhawan, Khan Market, New Delhi.  
2. Accountant General, Accountant General Office, Pandri, Raipur (CG).  
3. Principal, Govt. P.G. Arts and Commerce College, Bilaspur.  
4. Senior Administrative Officer (Complaint) CAG Office, 10 Bahadur Shah Jafar Marg, New Dehli.

(WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA)  
(SB: Hon'ble Mr. Satish K. Agnihotri, J.)

**Present** : Shri Anup Majumdar, Advocate for the petitioner.  
Shri V.V.S. Moorthy and Shri A.S. Kachhwaha, Deputy Advocate  
Generals for the State/respondent No. 3.  
Shri S.K. Beriwal, Standing Counsel for Union of India/respondent  
No.1, 2 and 4.

**ORAL ORDER**

(Passed on 31<sup>st</sup> of January, 2008)

1. The petitioner, by this petition, confines to his claim for the payment of interest @ 18 percent per annum. According to learned counsel appearing for the petitioner, the authorities have granted only @ 9 percent interest per annum on the belated payment of retiral dues to the petitioner.
2. Keeping in view the provisions of the Interest Act, 1978, grant of interest @ 9 percent per annum is sufficient. Grant of 18 percent interest per annum is not applicable in this petition because this is a service matter, not the matter commercial in nature. The petitioner has not made out a case for grant of high rate of interest.
3. In view of foregoing, the writ petition stands disposed of. No order as to costs.

Sahu

Sd/-  
Satish K. Agnihotri  
Judge