

The High Court Of Madhya Pradesh**WP-20061-2020***(PREMCHAND SONI Vs THE STATE OF MADHYA PRADESH AND OTHERS)***Jabalpur, Dated : 31-12-2020****Heard through Video Conferencing.**

Shri Atul Kumar Rai, learned counsel for the petitioner.

Shri Jubin Prasad, learned Panel Lawyer for the respondents/State.

By the instant petition, the petitioner is challenging the recovery as also the amount of interest imposed over the said amount of recovery.

Learned counsel for the petitioner submits that the respondents have already recovered the proposed amount of recovery i.e. Rs.1,87,136/- along with the amount of interest i.e. Rs.1,70,145/- from the petitioner, but in view of the law laid down by this Court in number of writ petitions, copies of some of the orders are filed along with the petition collectively as Annexure-P/5, the amount of interest i.e. Rs.1,70,145/- cannot be recovered from the petitioner.

Considering the aforesaid and also considering the order passed by this Court in **W.P. No.15780/2020 (Harish Chandra Minocha Vs. The State of Madhya Pradesh and others)**, in which, it is held that the interest amount cannot be recovered, this petition is disposed of directing the respondents to refund the recovered amount of interest i.e. Rs.1,70,145/- imposed over the proposed amount of recovery to the petitioner as expeditiously as possible.

With the aforesaid direction, this petition stands **allowed and disposed of**.

Certified copy as per rules.

(SANJAY DWIVEDI)
V. JUDGE

ac/-