

**In the Central Administrative Tribunal  
Principal Bench: New Delhi**

OA No.1159/92

Date of decision:16.02.1993.

Shri O.P. Bhatnagar

...Petitioner

Versus

Lt. Governor and Another

...Respondents

Coram:-

**The Hon'ble Mr. I.K. Rasgotra, Member (A)**

For the petitioner

Petitioner in person.

For the respondents

Shri S.S. Bhardwaj, Head  
Clerk.

**Judgement(Oral)**

Heard. The petitioner states that he is due Rs.5,000/- as balance amount of gratuity and Rs.2,500/- as leave encashment. The arrears of leave encashment are due to grant of stagnation increment retrospectively after his retirement. The respondents in their counter-affidavit vide paragraph-5 have stated that "withheld amount of Rs.5,000/- (Rs. Five Thousand only) of Gratuity has been released by this office vide letter No.F58(107/91-Edn./GOC/24143 and Pay and Accounts Officer has been asked to make the payment."


2. The departmental representative submits that the D.D.O. has since been authorised by the Pay and Accounts Officer to make payment to the petitioner of the said amount. As far as the claim for leave encashment is concerned, the departmental representative submits that some amount was due to be recovered from the petitioner and the differential payable on account of leave encashment has been appropriated towards such recovery. The respondents

*[Signature]*


are directed to furnish the details of the amount of leave encashment due to the petitioner and the amount due to be recovered from him with full details to satisfy him that no additional amount is due to him for payment on account of leave encashment. The departmental representative undertakes that the payment due to the petitioner on account of gratuity and on any other account shall be paid to the petitioner on or before 26.2.1993.

3. In view of the above, the O.A. is disposed of. The petitioner, however, shall be at liberty to agitate the matter in case the payments are not paid to him, as undertaken by the departmental representative on or before 26.2.1993. No costs.

4. A copy of this order be furnished to both the parties.

  
(I.K. Rasgotra)  
Member (A)

5. After the above judgement was dictated Shri A.K. Aggarwal, learned counsel for the respondents appeared.

  
(I.K. Rasgotra)  
Member (A)