

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO.207/2015

DISTRICT – LATUR

Balika Wd/o. Dinkarrao Tawshikar,
Age: 62 years, Occ : Household,
R/o. 31, Shrikrushna Nagar, Shanoorwadi,
Aurangabad. Tq. & Dist. Aurangabad. ...APPLICANT

VERSUS

1. The State of Maharashtra,
Through the Secretary,
Revenue Department,
Mantralaya, Mumbai-32
2. The Collector Latur,
Collector Office, Latur,
Dist. Latur.
3. The Tahsildar,
Tahsil Office, Udgir,
Tq. Udgir, Dist. Latur.
4. Accountant General (A & E)-II,
Nagpur, Tq. & Dist. Nagpur. ...RESPONDENTS

APPEARANCE :Shri Swapni Tawshikar learned Advocate
holding for Shri Anant Devkate learned
Advocate for the applicant.

Shri D.R.Patil, learned Presenting Officer for
the respondents.

CORAM : Hon'ble Shri S.S.Hingne, Member (J)

DATE : 25TH OCTOBER, 2016

ORAL ORDER

Heard Shri Swapnil Tawshikar learned Advocate holding for Shri Anant Devkate learned Advocate for the applicant and Shri D.R.Patil learned Presenting Officer for respondents.

2. Learned Advocate for the applicant submits that benefits of family pension as per 6th Pay Commission are released to the applicant and the amount has been paid in September, 2015. However, no interest has been paid on the delayed payment of the amount of family pension.

3. It reveals from the record that the employee has expired on 11-07-2006. A.G.Nagpur vide communication dated 21st August, 2012 (page 14, Annexure A-1) has already communicated to the Tahsildar, Udgir that family pension was not verified by the Pay Verification Unit, and therefore, the matter was sent back. Thereafter, the issue lingered for one or the other reason. Anyhow, fact remains for lapses solely on the part of the respondents, the applicant could not get benefits at the earliest

and payment is delayed, which is obvious from the above communication.

4. Learned P.O. submits that official communications for payment of family pension took place on several occasions, and therefore, time was consumed in the process. Respondents could not put forth satisfactory reasons for delayed payment. In effect, applicant is entitled to the interest on the delayed payment.

5. Accordingly, it has been submitted on behalf of the applicant that interest be awarded from 11-07-2006 when the employee expired. However, for processing the family pension office has to complete some formalities.

6. Considering the aspect that office requires at least 4 to 5 months for processing the papers for family pension, respondents are directed to pay interest @ 10% per annum to the applicant from 01-01-2007 onwards till actual payment of amount.

7. Amount be disbursed within 3 months from the date of this order. O.A. stands disposed of accordingly with no order as to costs.

MEMBER (J)