

**PUBLIC GRIEVANCES COMMISSION**  
**GOVT. OF NATIONAL CAPITAL TERRITORY OF DELHI**  
**I.P. Estate (near ITO), Vikas Bhawan, M-Block, New Delhi-110110**  
**Tel Nos. 011-23379900-01 Fax No.011-23370903**

**Order under Para 2(B) of the PGC Resolution No F.4/14/94-AR dated 25.9.97**

**Date of hearing:** 25<sup>th</sup> April, 2018

Complainant : Sh.Gajendra P. Sharma

Respondent : The Director,  
Directorate of Education,  
Govt. of NCT of Delhi,  
Old Secretariat,  
Delhi – 110054

Grievance No. : PGC/2018/Edn./02  
Grievance filed on : 06/ 02/ 2018  
First hearing in the PGC : 27/ 03/ 2018  
Scheduled on

**1. Brief facts of the complaint**

Shri Gajendra P. Sharma filed a complaint in PGC on 06/02/2018 in connection the non payment of Earned Leave Encashment to the retired principal even after 13 months of retirement by Ravi Dutta Arya Vidyalaya, 1488, Pataudi House, Daryaganj.

**2. Proceedings in the Public Grievances Commission**

The PGC convened its first hearing in the case on 27.03.2018 and the latest on 25.4.2018 wherein the following were present:

Complainant : Present.

Respondent : Ms.Raj Kumari,DEO, Zone-27, Dte.of Education, GNCTD.  
Ms.Sita Sharma, Principal, Rani Dutta Arya Vidyalaya.

**3. Relevant facts emerging during the hearing**

An ATR dated 19.4. 2018 is on record by the Principal of Rani Dutta Arya Vidyalaya stating that *“a total of Rs.9,90,614/- has been deposited in the account of Sh. G.P. Sharma (A/C No.8240100013036) via Cheque No.00371 dated 16.4.2018 from the School’s Staff Salary A/C with interest.”*

The complainant had retired on 31.12.2016. As per the passbook shown by the Principal of the School, the money for his Leave Encashment was received on 12.5.2017 as 95% of the Government share. Even then, the money was not passed on to the complainant and it was retained in the Bank itself. Certain individuals are definitely responsible for the delay in the process. Whatever has been paid now by the School Management is the Leave Encashment money along with 3 ½ % simple interest given by the Bank and for the period from December 31, 2016 to 12<sup>th</sup> May, 2017, there is no interest at all. Whether the Government has delayed the payment to the School or the Management has delayed the payment to the complainant is not relevant. The issue is that the complainant is entitled to get total Leave Encashment money on the date of retirement which he was not given. The Management of the School, therefore, has the responsibility to ensure that he gets paid the due interest as well. Otherwise the complainant could have easily invested the money for Fixed Deposit on the day of retirement itself.

**4. Directions of the PGC**

In view of the fact that for all the fault of individuals and the delay on the part of the School, the Commission advises Ms. Sita Sharma, Principal / HOS of the Rani Dutta Arya Vidyalaya, Daryaganj, New Delhi, to personally ensure that interest would be calculated as per the Fixed Deposit rates prevailing on 31<sup>st</sup> December, 2016 and paid to the complainant without any further delay.

The Dy. Director of Education, Zone -27, Distt. Central / New Delhi, GNCT of Delhi is also advised to follow up the matter with the School Authorities and also advice the School Authorities to organize the system in such a way that there is always timely release of retirement dues to all the employees.

In view of the above, the case of the complainant is closed in PGC.

**( N. DILIP KUMAR )**  
**MEMBER**

**Copy to :-**

1. The Director, Directorate of Education, Govt. of NCT of Delhi, Old Secretariat, Delhi-110054.

2. The Deputy Director of Education, Zone-27, Distt. Central / New Delhi, Govt.of NCT of Delhi, Plot No.5, Jhandewalan, New Delhi-110005.
3. Ms. Sita Sharma, Principal, Rani Dutta Arya Vidyalaya, Viresh Pratap Campus, 1488, Pataudi House, Darya Ganj, New Delhi-110002.
4. Sh. Gajendra P. Sharma.
5. PS to Member, PGC, GNCTD.