

CM-26372-CII-2014 in/and
COCF No. 1366 of 2014

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CM-26372-CII-2014 in/and
COCF No. 1366 of 2014

Date of Decision: May 01, 2015

M/s Sangam Rice Gram Udyog Samiti (Regd.)

...Petitioner

Versus

Kumar Rahul

...Respondent

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASI

Present: Mr. Ashok Goel, Advocate
for the petitioner.

Mr. Rajesh Garg, Senior Advocate with
Mr. Virender Soni, Advocate
for the respondent.

AUGUSTINE GEORGE MASI, J. (Oral):

CM-26372-CII-2014

Affidavit of respondent is taken on record.

Application stands disposed of.

COCF No. 1366 of 2014

Learned Senior Counsel for the respondent states that costs as imposed by this Court, have been paid to the petitioner which fact is not disputed by the counsel appearing for the petitioner. He, however, states that the departmental enquiry has not yet been initiated against the erred officials as they have retired. In this regard, learned Senior Counsel for the respondent states that the responsibility has already been fixed and five persons have been

CM-26372-CII-2014 in/and
COCF No. 1366 of 2014

found to be the persons who were responsible for the act which led to the petitioner filing the writ petition. As directed, recovery of ₹1,00,000/- is to be effected from the five persons, out of which, three persons, namely, Sh. Sukhninder Singh, AG-II (D), Sh. Nachatter Singh M (D) and Sh. Parshottam Chand M (D) have already deposited their respective share of ₹20,000/- each. Remaining two persons have not yet deposited the said amount as one of them, Sh. Gurmail Singh AG-II (D) has gone to Canada and other person, namely, Sh. Sham Lal M (D) has changed his permanent address. He states that there is no pension payable to these persons by the Food Corporation of India and therefore, there are no dues from which the Food Corporation of India can recover the amount of ₹20,000/- each. He further states that as and when whereabouts of Sh. Sham Lal M (D) come to the knowledge of Food Corporation of India, necessary steps, in accordance with law, will be taken including filing of a civil suit against two erred officials who have not yet deposited the amount of ₹20,000/- each, as per their liability.

In view of the above, the present contempt petition is disposed of as infructuous.

Rule discharged.

May 01, 2015
Harish

(AUGUSTINE GEORGE MASIH)
JUDGE