

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

**COCP no.2650 of 2012(O&M)**

**Date of Decision : 07.09.2015**

Dr.(Mrs) Neelam Goyal

....Petitioner

Versus

Dr.C.M.Bhandari and others

...Respondents

**CORAM : HON'BLE MR.JUSTICE MAHESH GROVER**

Present : Ms.Sandeep Kaur, Advocate for

Mr. Sandeep Khunger, Advocate for the petitioner

Mr. Aman Chaudhary, Advocate for the respondents no. 1 and 2

Mr. Anant Kataria, DAG, Punjab

**MAHESH GROVER, J.**

The order of the writ Court mandated the release of service benefits to the petitioner within a period of 3 months from the date of receipt of the certified copy of the order. It was also envisaged in the order that in case the benefits are not paid to the petitioner she will be at liberty to avail herself of remedies available in law.

Respondents states that petitioner has been paid the entire emoluments in terms of the assessment made by the DPI himself and if that is so then I am of the considered view that this shows that order of the writ Court has been substantially complied with.

Learned counsel for the petitioner states that certain benefits have not been paid to her such as cook allowance, conveyance allowance etc.

On further consideration I am of the view that the respondents cannot be proceeded against under the Contempt of Courts Act in view of the interpretation that they are placing for denying the admissibility of such benefits to the petitioner. Suffice it to say that the substantial amounts have been paid to the petitioner as a measure of the compliance of the orders of the writ Court. In case the petitioner claims the aforesaid amount she would naturally have to establish the same in accordance with law. Instant contempt petition is disposed of with liberty to the petitioner to raise all these issues with the respondents or before any other forum so as to establish her entitlement for the claims which are disputed.

September 07, 2015  
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**(Mahesh Grover)**  
**Judge**