

COCp-2183-2016

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

COCp No.2183 of 2016 (O&M)
Date of decision: December 26, 2016

Bhagat Singh ...Petitioner

Versus

Suresh Arora and another ...Respondents

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. A.A. Pathak, Advocate for the petitioner.
Mr. V. Ram Swaroop, Addl. A.G. Punjab.

Rajan Gupta, J. (oral)

Reply by way of affidavit of Darshan Singh Mann, Senior Superintendent of Police, Faridkot has been filed in court. Same is taken on record.

Petitioner has preferred this contempt petition alleging that respondents have wilfully disobeyed the judgment dated 28.11.2013, passed by this court in CWP No.1045 of 1993. Thus, contempt proceedings need to be initiated.

I have heard learned counsel for the parties and given careful thought to the facts of the case.

It appears, petitioner filed a writ petition impugning order dated 29.08.1992, whereby he was dismissed from service. The writ petition was allowed by this court on November 28, 2013, whereby petitioner was reinstated with continuity of service, back wages and all other consequential benefits. Stand taken by the State is that in compliance of judgment of this

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court, petitioner has been reinstated in service w.e.f. 29.08.1992 with continuity of service, back wages and all consequential benefits after fixation of his pay. He has also been given gratuity. Date of superannuation of the petitioner was 22.10.2013 but writ petition was decided on 28.11.2013, therefore, petitioner was allowed to retire with all benefits after fixation of his pay. Detail of payments made to the petitioner is given in the affidavit.

In view of above, no cause of action survives in the present contempt petition.

Dismissed.

(RAJAN GUPTA)
JUDGE

December 26, 2016
'Rajpal'