

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

COCN No.2616 of 2015 (O&M)
Date of decision:07.12.2016

Er. Chaman Lal Garg

...Petitioner

Versus

K.D.Chaudhary

...Respondent

CORAM: Hon'ble Mr. Justice Rakesh Kumar Jain

Present: Mr. H.S.Saini, Advocate, for the petitioner.

Mr. Rajiv Malhotra, Advocate, for the respondent.

Rakesh Kumar Jain, J. (Oral)

In pursuance of the last order dated 18.11.2016, the respondent has passed the order on 06.12.2016 and released the amount of ₹3,86,742/- to the petitioner.

In view thereof, the present petition has become infructuous and is dismissed as such.

However, liberty is still granted to the petitioner to get this contempt petition revived if the amount is paid less.

At this stage, counsel for the petitioner prays for liberty to make a representation to the respondent because the respondent has deducted the tax on the entire amount, whereas according to him, the income of the petitioner has to be spread over the relevant assessment years.

Counsel for the respondent has submitted that the amount which has been paid to the petitioner includes the dues which were to be paid by the BBMB and the amount of revised arrears of pension.

Be that as it may, in case such a representation is filed by the petitioner, the respondent shall decide it also within a period of two months thereafter.

December 07, 2016
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(Rakesh Kumar Jain)
Judge