

COCP No. 3476 of 2014

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

COCP No. 3476 of 2014

Date of Decision: December 19, 2016

Usha Rani & another

...Petitioners

Versus

Navraj Sandhu & others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. O.P.S. Tanwar, Advocate
for the petitioners.

Mr. Ashish Yadav, Addl. A.G., Haryana,
for respondents No.1 to 4.

Mr. A.K. Chauhan, Advocate for
Mr. Arvind Singh, Advocate
for respondent No.5.

AUGUSTINE GEORGE MASIH, J. (Oral):

In compliance with the order dated 04.11.2016 passed by this Court, additional short reply by way of affidavit of Dr. Garima Mittal, IAS, Deputy Commissioner, Panchkula, respondent No.3, dated 05.12.2016, stands filed in the Registry. A perusal of the same would show that the petitioners have been granted the benefit which they were entitled to as per the liability of the State with reference to instructions dated 12.01.2011 (Annexure R-3/1). A photocopy of the speaking order dated 07.07.2015 has also been appended which was passed by the then Deputy Commissioner, Panchkula, dealing with the claim of the petitioners in pursuance to the order dated 18.05.2015 passed by this Court, according to which, the

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petitioners will continue to be the employees of the Panchayat Samitis and therefore, the liability with regard to the retiral benefits including the leave encashment and gratuity would be of the Panchayat Samiti.

This Court is of the considered view that the order dated 19.08.2014 passed by this Court has been duly complied with. Petitioners, if not satisfied with the action taken by the respondents, may avail of their remedy in accordance with law against the order dated 19.11.2014 (Annexure P-4) and the order dated 07.07.2015 (Annexure R-3/3).

The present contempt petition stands disposed of with liberty aforesaid.

Rule issued to the respondents stands discharged.

(AUGUSTINE GEORGE MASIH)
JUDGE

December 19, 2016
Harish

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No