

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

COCN No. 1107 of 2015 (O&M)

Date of Decision: 10.05.2017

Chamkaur Singh Brar

..... Petitioner

Versus

Shri Jagpal Singh, IAS, Principal Secretary to Govt. of
Punjab, Deptt. of Home Affairs and Justice,
Chandigarh and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Harinder Sharma, Advocate
for the petitioner.

Mr. M.C. Berry, Additional Advocate General, Punjab
for the respondent(s).

JASWANT SINGH, J. (ORAL)

By filing the writ petition bearing *CWP No. 15919 of 2011*, the petitioners therein had challenged the order dated 08.08.2011 (**Annexure P-1**), passed by the Department of Home Affairs and Justice (Judicial-I Branch) of the Government of Punjab, whereby the Grade Pay of Deputy Advocate Generals (DAGs) had been reduced from Rs. 10,000/- to Rs. 8700/-; as also order dated 25.08.2011 (**Annexure P-2**) passed by the Advocate General, Punjab for making compliance of the aforesaid order dated 08.08.2011.

In the aforesaid writ petition, this Court, while issuing notice of motion, vide order dated 29.08.2011 (**Annexure P-3**) had stayed the

operation of the aforesaid orders dated 08.08.2011 and 25.08.2011 (P-1 & 2, respectively) with the directions that Law Officers including the petitioners in the office of the Advocate General, Punjab, shall continue to draw their pay, as was fixed prior to the issuance of the impugned orders.

Since the directions issued by this Court vide order dated 29.08.2011 (P-3) were implemented qua petitioners in the aforesaid said writ petition only and not qua other Law Officers appointed subsequently, hence the present contempt petition.

On the last date of hearing i.e. 27.04.2017, the following order was passed:-

“At the time of hearing, status report by way of an affidavit dated 26.04.2017 of Mr. Ravinder Kumar Kaushik, Special Secretary, Department of Home Affairs and Justice, Government of Punjab has been filed.

A perusal of the aforesaid affidavit indicates that the mandate of the interim order dated 29.08.2011 (Annexure P-3) has not been followed in its true letter and spirit and thus, contemptuous, while treating differently the eight Deputy Advocate Generals appointed subsequently, in the matter of grant of salary.

Learned Additional Advocate General, Punjab prays for a week's accommodation for impressing upon the authorities to reconsider the matter.

List for further consideration on 10.05.2017.

Let Mr. Ravinder Kumar Kaushik, Special Secretary, Department of Home Affairs and Justice, Government of Punjab be present in Court on the next date.”

In compliance of the aforesaid directions, Mr. Ravinder

Home Affairs and Justice, is present in Court, and has filed his affidavit dated 10.05.2017 alongwith an order dated 09.05.2017 (**Annexure R-1**), whereby the necessary relief has been sanctioned to be paid to the eight (08) Deputy Advocate General(s) concerned. For the inconvenience caused, an unconditional apology has been tendered.

In the light of above, the apology is accepted.

In view of the aforesaid order dated 09.05.2017 (**R-1**), nothing more survives in the present contempt petition, therefore, the same stands dismissed as infructuous.

It is hoped that the consequential arrears of salary shall be paid to the Deputy Advocate General(s) concerned at the earliest.

May 10, 2017

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**(JASWANT SINGH)
JUDGE**

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No