

COCN No. 1346 of 2016

(1)

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

COCN No. 1346 of 2016

DATE OF DECISION:25.04.2017

Banarsi Dass

.....Petitioner

Versus

Surinder Pal Saini

.....Respondent

BEFORE:- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

resent:- Ms. M.K. Dogra, Advocate
for the petitioner.

Mr. SS Chandumajra, Addl. A.G., Punjab.

DAYA CHAUDHARY, J.

The petitioner has filed this contempt petition for non-compliance of order dated 8.9.2010 passed in LPA No. 395 of 2010 in C.W.P. No. 11933 of 2009.

In response to notice of motion, reply on behalf of the respondent was filed, wherein, it was mentioned that order passed by this Court has been complied with. The relevant portion of the reply is reproduced as under:-

“That the compliance of order dated 8.9.2010 passed by the Hon'ble High Court, no recovery has been effected from the petitioner on account of special as well as retrenchment increments. The payment of the GIS and GPF has been already released to the petitioner and deposited in the salary account and pay of the petitioner has been refixed after incorporating 3 nos. special increments as per order No. 23157-58/25-E dated 30.8.2010, the details of the payments due to the petitioner has

been released as under:

Sr. No.	Description	Amount	Date of payment	Interest as applicable	Amount of interest
1.	Leave encashment	1,13,062/-	15.9.2009	-	-
2.	Payment of gratuity	1,39,392/-	31.12.2009	-	-
3.	Interest of arrear of pension from 1.2.2006 to 1.6.2009	-	19.8.2010	6%	19819/-
4.	Interest of delay of Leave encashment from 1.2.2006 to 15.9.2009	-	19.8.2010	6%	25438/-
5.	Interest of delay of D.C.R.G. from 1.2.2006 to 31.12.2009	-	19.8.2010	8%	43676/-

That the petitioner has been retired on 31.10.2005 and regular pension has already been paid to the petitioner after refixation of Rs. 3186/- p.m. Vide Accountant General (A&E) Chandigarh letter No. PEN-12/B-23/09-10/10876-79 dated 10.9.2010.”

Since the order passed by this Court has been complied with, nothing survives in the present contempt petition and the same is disposed of accordingly.

In case the petitioner is still aggrieved in any manner, he is at liberty to avail appropriate remedy or to move an application for revival of the contempt petition.

April 25, 2017
pooja

(DAYA CHAUDHARY)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
Yes