

COCP No. 1470 of 2016

(1)

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

COCP No. 1470 of 2016

DATE OF DECISION:26.04.2017

Jarnail Singh and another

.....Petitioner

Versus

Vikas Gupta and others

.....Respondents

BEFORE:- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present:- Mr. S.K. Arora, Advocate
for the petitioner.

Mr. Padamkant Dwivedi, Advocate
for the respondents.

DAYA CHAUDHARY, J.

An affidavit of Executive Engineer, HUDA Division No.1 has been filed in Court today and the same is taken on record.

Learned counsel for the respondents on the basis of affidavit submits that services of the petitioners have been regularized w.e.f. 1.10.2003 and they have been granted pay scale of ₹4000-6000 instead of ₹3050-4590.

Learned counsel for the petitioners contends that consequential benefits have not been released to them.

Learned counsel for the respondents on instructions from respondent No.3, who is present in Court, submits that the matter is under consideration and benefits will be granted within a period of three months.

The writ petition was allowed on 19.2.2016 and order passed by this Court was to be complied with but the same has not been complied

with

Learned counsel for the respondents submits that against the decision of Single Bench, LPA was preferred but the same was dismissed and because of that reason delay has occurred.

Neither there was stay of the order passed by the Single Bench in LPA nor any application for extension of time was filed. Even the consequential benefits have not been released so far and accordingly it can be said that the order passed in the writ petition has not been complied with in its true spirit.

By considering the delay in complying with the order passed by this Court in Writ Petition, the petitioners are held entitled for interest at the rate of 7% per annum from the date of expiry of period of three months till payment is made.

Petition stands disposed of accordingly.

In case the petitioners are still aggrieved in any manner, they are at liberty to avail appropriate remedy.

April 26, 2017
pooja

(DAYA CHAUDHARY)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
Yes