

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

**C.O.C.P. No.2931 of 2015
Date of Decision: 11.05.2017**

Nirmaljit Singh

..... Petitioner

Versus

Sh. Jagmohan Singh and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. M.K.Dogra, Advocate for the petitioner.

Mr. Anant Kataria, Deputy Advocate General, Punjab.

Mr. Harmanjit Singh Jugait, Advocate for respondent No.2.

JASWANT SINGH, J. (Oral)

The petitioner/Dumper Operator (retd.) had filed CWP No.25650 of 2014 seeking directions to the respondents to re-fix his pay. The said petition was disposed of by a common order dated 28.04.2015 (**Annexure P-1**) with a direction to the Chief Engineer, Irrigation Works (respondent No.2 therein) and the Executive Engineer, Stores Division, Ranjit Sagar Dam (respondent No.3 therein) to consider the case of the petitioner in view of decision dated 16.07.2014, passed by Hon'ble the Apex Court in SLP(c)No.13027 of 2011 and to grant the necessary relief to the petitioner within a period of two months from the date of receipt of certified copy of the order. Since the needful was not done, hence the present contempt petition.

Upon notice reply has been filed, wherein it is submitted that the pay of the petitioner has been refixed, as also his pension has been revised.

As regards the claim for interest on delayed payments, this Court *prima facie* finds no merit as the matter stood adjudicated only after the decision

at the time of conclusion of the issue before the Hon'ble Supreme Court, however, the petitioner would be free to pursue the same in accordance with law.

Accordingly, the present contempt petition is dismissed as infructuous with the aforesaid liberty to pursue the remedy of interest on delayed payments in accordance with law.

May 11, 2017
Gagan

(JASWANT SINGH)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>