

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

**COCP No.3609 of 2014**

**Date of Decision:-17.01.2017**

**Tarlok Chand Paul & Anr.**

.....Petitioners.

Versus

**Sh. Sarvesh Kaushal, Chief Secretary to Govt. of Punjab & Anr.**

.....Respondents.

**CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH**

Present:- None for the Petitioners.

Mr. Aalok Jain, Additional Advocate General, Punjab  
for respondents.

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**JASWANT SINGH, J.(ORAL)**

Petitioners, namely, Tarlok Chand Paul and Kuldip Singh retired as Lecturers from privately managed Govt. Aided College namely Lyallpur Khalsa College of Education, Jalandhar. They had worked against aided posts during their service period. They were claiming the benefit of gratuity and leave encashment from their employer and the consequent reimbursement by the State Government as the posts against which they were working had the benefit of grant-in-aid. The petitioners filed CWP No.10890 of 2014 (P-2) seeking such a relief, which was disposed of vide order dated 28.05.2014 with a direction to the State of Punjab through Chief Secretary-respondent no.1 to dispose of their representation by passing a speaking order within two months from the receipt of certified copy of the order. Since the needful was not done within stipulated time the present

contempt petition was filed.

At the time of hearing, learned State Counsel points out that in compliance a speaking order dated 15.5.2015 was passed by the Principal Secretary, Department of Higher Education, Government of Punjab, being the competent authority, wherein the claim was declined. Learned State Counsel has further explained the delay in complying with the order apart from tendering sincere apology on behalf of the respondent-State.

In view of the above, it is apparent that the directions have been substantially complied with and there is no willful disobedience and as such the present petition has become infructuous.

Dismissed as infructuous.

( JASWANT SINGH )  
JUDGE

January 17, 2016  
Vinay

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