

HON'BLE SRI JUSTICE ABHINAND KUMAR SHAVILI

CONTEMPT CASE Nos.954 and 956 of 2015

COMMON ORDER :

When the matter is taken up for hearing, it has been contended by the learned Standing Counsel for respondents that in pursuance of the orders passed by this Court in W.P.No.2988 of 1989 and W.P.No.9205 of 1992, dated 29.08.2003, the respondents have settled the dues of the petitioner vide orders dated 01.03.2015.

Learned counsel for petitioner contended that the said compliance is not compliance in the letter and spirit of the orders passed by this Court and contend that increments, earned leave and other benefits were not paid to the petitioner. He contended that the respondents have deliberately and willfully violated the orders passed by this Court, therefore, appropriate action be taken against the respondents under the Contempt of Courts Act.

The learned Standing Counsel appearing for respondents has contended that the respondents have complied with the orders passed by this Court in its letter and spirit. It is contended that in order to get entitlement to increments and other benefits, an employee has to put-in continuous service for one year, and that too, satisfactorily, and then only, he is entitled for increments.

This Court, having considered the rival contentions of the parties, is of the considered view that the respondents have passed

orders on 01.03.2015, in compliance to the orders passed by this Court in the writ petitions. If the said orders are not in compliance to the orders passed by this Court and petitioner wants some more benefits, he is at liberty to challenge the same before appropriate forum.

With the above observations, both the contempt cases are closed.

Pending miscellaneous applications, if any, shall stand closed.

19th November, 2018

ajr

ABHINAND KUMAR SHAVILI, J

