

206

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

COCP No.1883 of 2017 (O&M)
Date of Decision: 03.05.2018

GURMAIL SINGH AND OTHERS

..... Petitioner

Versus

SH. MANJIT SINGH NARANG, MANAGING DIRECTOR, PEPSU
ROAD TRANSPORT CORPORATION, PATIALA

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Vikas Chatrath, Advocate for the petitioners.

Mr. Aman Sharma, Advocate for the respondent.

JASWANT SINGH, J. (ORAL)

Petitioners had filed a writ petition bearing *CWP No.24984 of 2015*, seeking mandamus to the respondents for releasing the due benefits including pensionary benefits alongwith interest in view of CWP No.12825 of 2008, decided on 21.04.2009, wherein the directions were issued to release the pensionary benefits alongwith 9% of interest. Reliance had also been placed on law laid down by the Hon'ble Supreme Court in case of '**D.D. Tiwari (D) through LRs versus Uttar Haryana Bijli Vitran Nigam Limited and others**, decided on 01.08.2014.'

While deciding the bunch of 16 petitions, the aforesaid writ petition bearing *CWP No.24984 of 2015* was allowed by this Court vide common order dated 23.07.2016 (**Annexure P-1**), directing the respondent to release the pensionary benefits to the petitioners as early as possible but not later than six months and further the delayed payment shall carry 9% per annum interest, which shall start running after three months from the date of retirement of the petitioners till the payment is actually made.

Since the needful was not done within the stipulated period, hence the present contempt petition.

Upon notice, a reply by way of affidavit dated 01.05.2018 of Shri Manjit Singh Narang, Managing Director, Pepsu Road Transport Corporation, Patiala, on behalf of the respondents, has been filed in Court today, which is taken on record. In Para No.5, it is stated that the Corporation has released the due benefits to the petitioners as under:-

<i>Sr. No.</i>	<i>Name of petitioners</i>	<i>Interest @ 9% PA on GPF</i>	<i>Interest @ 9% PA on Gratuity</i>	<i>Interest @ 9% PA on Leave encashment</i>
1	Gurmail Singh (Insp.)	NIL	36063/-	9744/-
2	Lalkar Singh (S.I)	22304/-	50535/-	34030/-
3	Rajinder Kumar (S.I)	16853/-	88580/-	55314/-
4	Dev Singh (S.I)	15616/-	61229/-	37964/-
5	Ram Rakha (Helper)	22259/-	39294/-	24949/-
6	Pritam Singh (Insp.)	3922/-	50563/-	33615/-
	Total	80954/-	3,26,264/-	1,95,616/-

In view of above, learned State Counsel states that the order dated 23.07.2016 (**P-1**) has been complied with and nothing more survives for adjudication in the present contempt petition.

Disposed of.

However, in case of any discrepancy, the petitioners would be free to raise the issue with the respondent by filing a representation with

regard to the discrepancy in the calculation, which shall be decided within two months from the receipt of the same.

May 03, 2018

(JASWANT SINGH)
JUDGE

'rajneesh'

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