

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

**C.O.C.P. No. 2673 of 2014 (O&M)
Date of Decision: 13.07.2018**

Attar Singh Punia

..... Petitioner

Versus

Brigadier Arun Joshi, Chief Engineer, Bhatinda Zone,
Bhatinda, Now shifted to Jaipur Zone Power House
Road Bani Park, Jaipur and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Ashwani Verma, Advocate
for the petitioner.

Mr. Praveen Chander Goyal, Advocate
for respondent Nos. 2 & 3.

JASWANT SINGH, J. (ORAL)

The writ petition bearing CWP No. 2424-CAT of 2004 filed by the respondents was dismissed by a Division Bench of this Court vide a common order dated 06.02.2013 (**Annexure P-3**) passed in a writ petition bearing CWP No. 7416-CAT of 2006 and nine (09) other connected matters, while affirming the order dated 28.05.2003 (**Annexure P-1**) passed by learned Central Administrative Tribunal (CAT), whereby the pay of the petitioner and others was ordered to be re-fixed in the grade of skilled category, as also arrears of pay only for eighteen (18) months from the date of filing Original Application before the CAT.

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

Upon notice, separate replies on behalf of respondent Nos. 2 & 3 have been filed.

In reply on behalf of respondent No. 2 at para-3, it is submitted that an amount of Rs. 17,50,355/- after deducting the income tax stands paid to the applicants, including the petitioner, therefore, counsel for respondent Nos. 2 & 3 states that the order in question has been complied with.

Counter affidavit on behalf of the petitioner in response to the compliance affidavit dated 15.07.2016 on behalf of respondent No. 2 has also been filed, wherein it is stated that the pay has not been re-fixed in accordance with the financial up-gradation schemes/rules.

At this stage, counsel for the petitioner **prays for disposing of** the present petition with liberty to challenge the order passed by respondent No. 2 *qua* petitioner regarding his re-fixing pay.

Liberty is granted.

Disposed of.

Rule stands discharged.

Since the main case been decided, therefore, no further orders are required to be passed in the pending miscellaneous application(s), if any, and the same stand(s) disposed of.

July 13, 2018

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**(JASWANT SINGH)
JUDGE**

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