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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COC-1125-2018
Date of decision: 26.08.2019

Gurnaik Singh and others .. Petitioners
Versus

Karan Avtar Singh and another .. Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Rakesh Sobti, Advocate
for the petitioner.

Mr. Kanish Ganeriwala, AAG, Punjab.

AVNEESH JHINGAN, J. (Oral)

The present contempt petition has been filed pleading wilful disobedience of the order dated 25.10.2017 passed by this Court in CWP No. 23985 of 2017. The operational part of the order is quoted below:

“Instant petition is disposed of with a direction to respondents to look into the grievances unfolded by the petitioners in the legal notice dated 21.08.2017 (P-6) and take a conscious decision by passing a speaking order within a period of four months from the date of receipt of a certified copy of this order.

However, in case, petitioners still feel aggrieved of the order passed by concerned authority, they shall be at liberty to approach this Court.”

Pursuant to notice of motion, a reply has been filed today in Court by way of affidavit of Sh. K.A.P. Sinha, Principal Secretary, Department of General Administration, Punjab Civil Secretariat, is taken on

record. A copy of the same is handed over to learned counsel for the petitioners.

Learned counsel for the respondent states that the legal notice has been decided by passing a speaking order and arrears of 38 months have been paid.

Learned counsel for the petitioner submits that the respondents have erred in restricting the arrears to 38 months.

The said contention raised by the learned counsel for the petitioner cannot be gone in the present contempt petition, as the direction of this Court is only to decide the legal notice and the same has been done and consequential benefits have also been released.

The contempt petition is disposed of, however, the petitioners would be at liberty to avail remedies in accordance with law, if aggrieved of the order restricting the arrears to 38 months.

Disposed of as infructuous with liberty as prayed for.

Rule issued against the respondents stand discharged.

26th August, 2019
shabha

(AVNEESH JHINGAN)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No