

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

COCN No. 1316 of 2017

Date of Decision: 23.07.2019

Kala Ram Bhalla

.....Petitioner

Versus

Venu Parshad and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. P.K. Longia, Advocate
for the petitioner.

Mr. R.L. Sharma, Advocate
for the respondents.

AVNEESH JHINGAN, J.(oral)

This contempt petition has been filed pleading wilful disobedience of order dated 16.12.2016 passed in CWP No. 25779 of 2015.

The operational part of the order is reproduced below:

"It being so, the impugned orders dated 24.03.2008 and 19.11.2014 (Annexures P-18 and P-22 respectively) are patently illegal and hereby set aside. Accordingly, the respondents are ordered to release all the retiral benefits to the petitioner, as if he superannuated on 30.04.2003 with interest at @ 9% per annum starting three months from the date of retirement.

The necessary payment be released to the petitioner within three months from the date of receipt of certified copy of this order.

In view of the above, the present petition stands allowed."

The respondents preferred an LPA against the said order. In the said LPA while issuing notice of motion, payment of interest as awarded by the Single Bench was stayed. On notice, reply has been filed annexing the order Annexure R-1 dated 10.8.2017, whereby the retiral benefits has been released to the petitioner.

Learned counsel for the petitioner states that the basic pension has not been rightly fixed and there is some recovery to be made. He states that at this stage, he may be permitted to withdraw the present contempt petition with liberty to challenge the pension and pay order.

Dismissed as withdrawn with liberty as prayed for.

Rule issued against respondents stands discharged.

(AVNEESH JHINGAN)
JUDGE

23.07.2019

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Whether speaking/reasoned	Yes
Whether Reportable:	No