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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCp-1572-2015

Date of decision: 29.08.2019

Jagir Singh Kahlon and others

.. Petitioners

Versus

Dr. Roshan Sunkaria and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Sameer Sachdeva Advocate
for the petitioners.

Ms. Deepali Puri, Addl. A.G., Haryana.

AVNEESH JHINGAN, J. (Oral)

The present contempt petition has been filed alleging wilful disobedience of the order dated 26.02.2015 passed by this Court in CWP No. 3471 of 2015. The operative part of the order is reproduced below:

“Having heard learned counsel for the petitioners and after perusing the paper-book, however, without commenting on merits of the case and without giving notice to the respondents, instant writ petition is disposed of with a direction to the respondents, to look into the grievance of the petitioners specifically made in the legal notice (Annexure P/6) and pass an appropriate order in the light of judgment (Annexure P/5), if the cases of the petitioners are squarely covered by the judgment (Annexure P/5). Needful shall be done, in accordance with law, within a period of three months from the date of receipt of certified copy of this order and copy of the order so passed shall be communicated to the counsel

for the petitioner.”

Pursuant to notice of motion, replies and affidavits have been filed. The stand of the respondents is directions of this Court have been complied with for petitioners No. 1, 2 & 4 to 15 and payment of Rs. 89,748/- made to petitioner No. 3.

Learned counsel for petitioners states that no cause of action survives for pursuing the contempt petition for petitioners No. 1, 2 and 4 to 15. He further submits with regard to petitioner No. 3 that the claim of the said petitioner was that she should be paid for the service rendered beyond the age of 58 years under the orders of this Court, as well as the decision of Hon'ble Supreme Court. He states that the payment received by petitioner no. 3 does not pertain to the said period.

The contempt petition is disposed of with the direction that petitioner No. 3 shall move a representation to Secretary, Department of Higher Education of Punjab. She would be granted opportunity of personal hearing and thereafter a decision would be taken in accordance with law by passing of a speaking order. The needful shall be done expeditiously but not later than four months from submission of the representation.

In view of the above, the contempt petition is disposed of with liberty as prayed for.

Rule issued against the respondents is discharged.

29th August, 2019

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**(AVNEESH JHINGAN)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No