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

**COCP No.1660 of 2018
Date of Decision: 23.09.2019**

Baldev Singh, Driver (Retired)

Petitioner

Versus

Dr. Jaspal Kaur, Director, Health & Family Welfare Parivar Kalyan
Bhawan and others

Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Ms. Dhivya Jerath, Advocate
for the petitioner.

Mr. Kanisth Ganeriwala, AAG, Punjab.

AVNEESH JHINGAN, J (Oral):

The writ petition filed by the petitioner was disposed of with the direction to the respondents to look into the grievance of the petitioner raised in the legal notice dated 26.09.2017. It was further directed that if there is no legal impediment, pensionary benefits be released to the petitioner within a period of three months.

Learned State counsel, on instructions from Mr. Sarabjit Singh, Sr. Assistant, O/o Director Health and Family Welfare, Punjab, states that an amount of ₹9,15,360/- towards General Provident Fund was released on 30.11.2018 and an amount of ₹3,56,440/- towards Leave Encashment was released on 22.11.2018. He states that rest of the pensionary benefits have

been withheld as inquiry is pending against the petitioner for fabricating his date of birth. He submits that a formal order to the said effect would be passed and shall be communicated to the petitioner within two weeks.

In view of statement made, no cause of action survives for pursuing the contempt petition.

The contempt petition is disposed of.

However, petitioner would be at liberty to avail remedies if aggrieved of the order to be passed. Further, in case any discrepancy is found with regard to statement made regarding payment of General Provident Fund and Leave Encashment, petitioner would be at liberty to revive the contempt petition.

[AVNEESH JHINGAN]
JUDGE

September 23, 2019

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| 1. Whether speaking/ reasoned | : | Yes / No |
| 2. Whether reportable | : | Yes / No |