

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

COCN No. 2020 of 2017

Date of Decision: 16.10.2019

R.N. Bindra and others

.....Petitioners

Versus

Sh. Mahavir Singh and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Ranjit Saini, Advocate
for the petitioners.

Mr. Sandeep S. Mann, Sr. DAG Haryana.

AVNEESH JHINGAN, J.(oral)

Learned State counsel has filed reply by way of affidavit of Mr. A. Sreenivas, Director Higher Education, Haryana, same is taken on record. Copy supplied to counsel for petitioners.

Alongwith reply details of leave encashment bills and order dated 9.9/2019 have been annexed and order dated 9.9.2019 whereby the claim of Smt. Prem Kanta Bajaj has been rejected as she was not having any earned leave in the credit of her account.

Learned State counsel on instructions from Ms. Joytshna Sangwan O/o DHE Panchkula submits that the payment of leave encashment to the two petitioners i.e. Mr. R.N. Bindra and Dr. S.C. Sharma, has already been made.

Learned counsel for the petitioners is not in a position to contradict the said fact due to lack of instructions, however, he seeks liberty to avail remedy in accordance with law against the order dated 9.9.2019.

There is no occasion for this Court to disbelieve the statement

made by State counsel today in Court.

The contempt petition is disposed of with liberty as prayed for.

However, it is clarified that in case the payment has not been credited in the account of the petitioners no.1 and 2, they shall be at liberty to revive the petition. Further, petitioners No. 1 and 2 shall also be at liberty to avail remedy if they are still aggrieved of the calculation of the amount.

16.10.2019

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(AVNEESH JHINGAN)
JUDGE

Whether speaking/reasoned	Yes
Whether Reportable:	No