

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCP No. 2548 of 2018
Date of decision: 9.9.2019

Nanhi Devi

.. Petitioner

v.

Dheera Khandelwal and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Ram Niwas Sharma, Advocate for the petitioner.
Mr. Sandeep S. Mann, Senior DAG, Haryana.

...

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. 27102 of 2013. The operative part of the said order is reproduced below:

“Consequently, this petition is allowed to the extent that the petitioner would be entitled to the benefit of service for the verified period, from 25.1.1972 to 31.3.1991, and upon her depositing the amount directed to be deposited as per the aforesaid instructions, as regards the managements' contribution to the CPF, along with 10% annually compounded interest, her pension shall be calculated and disbursed to her accordingly, within a period of 4 months from the date of receipt of a certified copy of this order.”

Learned counsel for the petitioner states that though the benefits of service from 25.1.1972 to 31.3.1991 have been given, the issue with regard to contribution to CPF is complied with and interest has been awarded, however, he states that calculations have not been properly made.

Learned counsel for the State has filed reply dated 9.9.2019 by way of affidavit of Dr. Vijay Laxmi, District Elementary Education Officer, Rohtak whereby the petitioner was found entitled to ₹8,35,064/- for arrears of pension and the same was paid. He has also handed over the calculations. The same are taken on record. Copy thereof have been handed over to learned counsel for the petitioner.

Learned counsel for the petitioner states that in view of the reply filed, no cause of action survives for pursuing the present contempt petition, however, he seeks liberty to avail remedies available in accordance with law for redressal of the grievance with regard to calculations.

Disposed of as infructuous with liberty as prayed for.

Rule issued against the respondents is discharged.

(AVNEESH JHINGAN)
JUDGE

9.9.2019
mk

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No