

221

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

**COCP No.2825 of 2017
Date of Decision: 27.08.2019**

Dr. Dharamvir Chalia

Petitioner

Versus

Vikas Partap, IAS, Secretary Medical Education and Research,
Punjab and another

Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Krishan Singh, Advocate
for the petitioner.

Mr. Aditya Sharda, AAG, Punjab.

AVNEESH JHINGAN, J (Oral):

The present contempt petition has been filed pleading wilful disobedience of order dated 02.06.2017 passed by this court in CWP No.13087 of 2017.

The relevant portion of the order is reproduced below:-

“In these circumstances, without issuing notice to the respondents, the present writ petition is disposed of with directions to the respondent nos.1 and 2 to consider and decide legal notice dated 20.4.2017 (Annexure P11) within two months from the date of receipt of a certified copy of this order.

If there is no legal impediment in releasing the retiral benefits to the petitioner, the same shall be released to

the petitioner along with interest, if any, as per government instructions.”

Reply dated 17.01.2018 by way of affidavit was filed with advance copy to learned counsel for the petitioner. Alongwith the reply, order dated 06.11.2017 is annexed. It has been stated in the reply that monetary benefits have been released to the petitioner.

Learned counsel for the petitioner is not in a position to dispute the said fact. However, he stated that petitioner's claim of interest has not been dealt with. He seeks liberty to avail remedies in accordance with law.

Learned State counsel submits that issue with regard to interest would be dealt with by passing an order after affording opportunity of hearing to the petitioner.

In view of reply filed and statement made, the contempt petition is disposed of with liberty as prayed for.

The matter with regard to interest shall be dealt with by the respondents expeditiously in accordance with law within four months from today.

The rule issued against the respondents stands discharged.

[AVNEESH JHINGAN]
JUDGE

August 27, 2019

pankaj baweja

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