

**268 IN THE HIGH COURT OF PUNJAB AND HARYANA
(10 cases) AT CHANDIGARH**

COCN No. 3032 of 2016
Date of Decision: 05.04.2019

Anurag Chahal and others

.....Petitioners

Versus

Mahavir Singh and another

.....Respondents

CORAM: HON'BLE MS. JUSTICE NIRMALJIT KAUR

Present: Mr. Sunil Hooda, Advocate for
Mr. Samrat Malik, Advocate
for the petitioners in COCP-3032-2016 and COCP-1058-2017.

Mr. Anil Rathee, Advocate
for the petitioner in COCP-2119-2017.

None for the petitioners in other COCPs.

Mr. Ravi Pratap, AAG, Haryana with
Ms. Asha Jakhar and Mr. Jaswinder Singh, Deputy Director,
Higher Education.

NIRMALJIT KAUR, J. (ORAL)

This order shall dispose of ten contempt petitions bearing COCP Nos.3032 of 2016, 3335, 1839, 363, 2119, 1058 of 2017, 1988, 2782, 2783 and 2739 of 2018 as common question of law and facts are involved therein.

All the contempt petitions are filed for non-compliance of order dated 05.05.2016, vide which, a direction was issued to allow the petitioners to continue to work on their post till the regular selections were made and they are entitled to get the salary of the vacation period and minimum pay scales as admissible to the regular employees.

Reply by way of affidavit of A.Sreenivas, Director Higher Education, Haryana, Panchkula filed in Court in COCP-3032-2016 is taken on record. Copy given to learned counsel for the petitioners. As per the said

reply, the order has been complied with by way of passing the order dated 05.10.2018, which is placed on record as Annexure R-1, vide which, the sanction has been accorded to grant minimum of the pay scales to the petitioners w.e.f. 01.11.2017.

At this stage, learned counsel for the petitioners states that no salary qua the vacation period has been paid. However, learned counsel for the petitioners has placed on record copy of order dated 07.09.2018 passed in LPA filed against the order dated 05.05.2016, vide which, direction has been issued to the State to release the benefits in terms of the policy dated 03.11.2017 within a period of two weeks without prejudice to the rights of the parties in appeal. Thus, to the said extent the order passed in LPA has been fully complied with and the LPA qua the remaining dispute, if any is still pending.

In view of the same, this Court does not find any reason to continue with the present contempt petitions any further. Accordingly, the same are dismissed.

Rule issued against the respondents stands discharged.

However, it goes without saying that both the parties will be bound by the judgment rendered by the Division Bench passed in LPA.

(NIRMALJIT KAUR)
JUDGE

05.04.2019
sandeep

Whether Speaking/Reasoned : Yes/No
Whether Reportable : Yes/No