

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

COCP-3045-2018

Date of decision: 29.08.2019

Subhash Chander

.. Petitioner

Versus

Sunil Mehta and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Sunil Kumar, Advocate
for the petitioner.

Mr. R.S.Bhatia, Advocate
for the respondents.

AVNEESH JHINGAN, J. (Oral)

The present contempt petition has been filed alleging wilful disobedience of the order dated 19.02.2018 passed by this Court in CWP No. 2275 of 2014. The operative part of the order is reproduced below:

“In view of these facts and circumstances, respondents have not made out a case in respect of delay in initiation of proceedings. Accordingly, charge-sheet dated 10.12.2013 Annexure P-16 is set aside. Respondents are hereby directed to settle all service benefits in accordance with law within a period of 6 months from today.

Writ petition stands allowed.

At this stage, learned counsel for the respondents insisted for clarifying that petitioner is not entitled to arrears of pay during the suspension period i.e. from 6.5.1993 to 8.3.1994. Since petitioner has not questioned validity of order dated 7.8.1998, therefore, question of granting any benefit of arrears of salary for the period from 6.5.1993 to 8.3.1994 do not arise.”

Reply was filed and it has been submitted that the order has been complied with, all service benefits have been given to the petitioner and arrears paid.

Learned counsel for the petitioner submitted that no interest has been paid for delayed payment but he is not able to dispute the submission made by learned counsel for the respondent.

Disposed of.

However, liberty is granted to the petitioner to avail the remedies as per law for claiming the interest on the delayed payment.

Rule issued against the respondents is discharged.

29th August, 2019
shabha

(AVNEESH JHINGAN)
JUDGE

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