

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

COCP No.504 of 2016

Date of Decision: 12.07.2019

Tirath Chand Saroya

Petitioner

Versus

D.P. Reddy, Financial Commissioner Taxation, Punjab Excise and
Taxation Department

Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. K.S. Dadwal, 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 26.11.2015 passed by this Court in CWP No.24431 of 2015. Operational part of the order is reproduced below:-

“Keeping in view the limited relief sought, this writ petition is disposed of with a direction to respondent no. 2 to take a decision on the charge sheet dated 04.05.2015 (Annexure P-6), in which the inquiry report has already been received. In case the petitioner is exonerated, the said respondent shall reconsider the issue of extension keeping in view the observations of the Division Bench as reproduced above. Needful be done within a period of 2 months from the date of receipt of certified copy of the order.”

Reply filed by respondent stated that decision has been taken on the charge-sheet issued to the petitioner and he has been exonerated. However, by passing the order dated 11.08.2016, his claim for extension has been rejected.

It would be pertinent to note at this stage that petitioner was due to retire on 31.10.2015. Even if extension was granted, it would have been for 1+1 year. The said period has lapsed by flux of time.

At this juncture, learned counsel for the petitioner states that he may be permitted to withdraw the present contempt petition with liberty for redressal of grievance against order passed by the respondent.

Dismissed as withdrawn with liberty aforesaid.

[AVNEESH JHINGAN]
JUDGE

July 12, 2019

<i>pankaj baweja</i>	1. Whether speaking/ reasoned	:	Yes
	2. Whether reportable	:	No