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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCP-3720-2017
Date of decision: 02.09.2019

RAJINDER SINGH

.. PETITIONER

VERSUS

BIRENDER SINGH AND ANR

.. RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. G.N.Malik, Advocate
for the petitioner.

Mr. Sandeep S. Mann, Senior DAG, Haryana.

AVNEESH JHINGAN, J. (Oral)

The present contempt petition has been filed alleging wilful disobedience of the order dated 08.12.2016 passed by this Court in CWP No. 24876 of 2013. The operative part of the order is reproduced below:-

“In these circumstances, the respondents are directed to dispose of the said inquiry within three months from the date of passing of the judgment and the follow up action that is to release of the remaining pension, if the petitioner is found entitled to same, shall also be taken within two months after conclusion of the inquiry if the same is decided in favour of the petitioner.”

Pursuant to the notice of motion, reply dated 23/26.02.2016 annexing orders dated 29.09.2016 and 13.07.2017 were filed. Further a communication dated 20.09.2017 has been annexed whereby interest amounting to Rs. 70,150/- has been calculated on the delayed pensionary benefits.

Learned counsel for the petitioner is not in a position to dispute the fact due to lack of instructions that the payments of retiral benefits and interest have been received. However, he seeks liberty to avail remedies in accordance with law against order dated 13.07.2017.

The present contempt is disposed of with liberty as prayed for.

In case, the admitted pensionary benefits and interest have not been paid by the respondents, the petitioner shall approach the respondents and thereafter, needful would be done within two weeks thereafter.

Rule issued against the respondents is discharged.

2nd September, 2019
shabha

(AVNEESH JHINGAN)
JUDGE

Whether speaking/reasoned : *Yes/No*

Whether reportable : *Yes/No*