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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CM-17728-CII-2019 in/and
COCP-3789-2018 (O&M)
Date of decision: 05.09.2019

RAJ KUMAR

.. PETITIONER

VERSUS

KARNESH SHARMA AND OTHERS

.. RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr.Vipin Mahajan, Advocate
for the petitioner.

Mr. Kanisth Ganeriwala, AAG, Punjab.

Ms. Kavita Arora, Advocate
for respondent No. 3.

AVNEESH JHINGAN, J. (Oral)

The present contempt petition has been filed alleging wilful disobedience of the order dated 06.04.2018 passed by this Court in CWP No. 8827 of 2018. The operative part of the order is reproduced below:

“Without expressing any opinion on the merits of the case, instant petition is disposed of with a direction to respondents to look into the grievances unfolded by the petitioner in the legal notice dated 01.03.2018 (P-4) and to take a conscious decision by passing a speaking order, within a period of two months from the date of receipt of a certified copy of this order. If there is no legal impediment to release the aforesaid benefite claimed, same be released to him within next

*45 days. Factum of interest in view of judgment passed by Full Bench of this Court in case **A.S. Randhawa vs. State of Punjab & Ors., 1997 (3) SCT 468** as well as judgment passed by this Court in CWP No.8772 of 2015 captioned as **Charan Dass vs. State of Punjab & Ors.** decided on July 11, 2017 and Instructions No.1/15/90IFPIII/4226 dated 10.05.1990 issued by the Government of Punjab, be also considered on delayed payment(s). However, if petitioner still feels aggrieved by any of the orders passed by the aforesaid authority, he shall be at liberty to approach this Court.”*

A reply on behalf of respondent No. 2 was filed.

A short affidavit on behalf of respondent No.3 filed in Court today, is taken on record. Alongwith affidavit, order dated 25.10.2018 and a letter with regard to release of retiral benefits have been annexed. A copy of the same is handed over to learned counsel for the petitioner.

Learned counsel for the petitioner submits that still certain payments are pending and the amounts have not been calculated correctly. He seeks liberty to avail remedies in accordance with law.

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

In view of the fact that the main contempt petition is disposed of, Civil Miscellaneous application is dismissed as infructuous.

Rule issued against the respondents is discharged.

5th September, 2019

shabha

(AVNEESH JHINGAN)
JUDGE

Whether speaking/reasoned : *Yes/No*

Whether reportable : *Yes/No*