

COCP No. 3910 of 2018

DECIDED ON: SEPTEMBER 18, 2019

LAXMI DEVI

.....PETITIONER

VERSUS

SUSHIL KUMAR

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. B.K. Bagri, Advocate
for the petitioner.Mr. Dharmender Singh, Advocate
for the respondent.

AVNEESH JHINGAN, J (ORAL)

The present petition has been filed pleading wilful disobedience of the order dated 27.08.2018 passed in CWP No. 10690 of 2013.

The operational part of the order is reproduced below:

“ Without expressing much on the merits of the case but while considering the fact that there is certainly a delay on the part of Municipal Committee, instant petition is disposed of with the direction to respondent No.3- Secretary, Municipal Committee, Ladwa, Kurukshetra to pay interest @ 9% per annum after the expiry of 6 months period from the date of demise of husband of the petitioner i.e. 20.05.2009 till the actual payment of the various benefit(s). Respondent No.3 is further directed to calculate and make the payment of interest within a period of two months from the date of receipt of certified copy of this order. In case of non-compliance of aforesaid direction, the petitioner shall be at liberty to approach this Court as well as to have recourse to the other remedies available under law.”

Learned counsel for the respondent submits that petitioner has already been asked to complete the formalities for the disbursement of the amount by producing a succession certificate or any other equivalent document. He further submits that he has instructions to state that the needful would be done as soon as the formalities are completed.

In view of statement made above, learned counsel for the petitioner submits that no cause of action survives for pursuing the present petition.

Disposed of as infructuous.

SEPTEMBER 18, 2019
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(AVNEESH JHINGAN)
JUDGE

Whether speaking/reasoned ***Yes/No***
Whether reportable ***Yes/No***