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

**COCP No.776 of 2019
Date of Decision: 28.08.2019**

Surinder Singh

Petitioner

Versus

Parshant Yadav, General Manager, The Gurgaon Central
Co-operative Bank Ltd., Gurgaon

Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Jagjeet Beniwal, Advocate
for the petitioner.

Mr. J.P. Rana, Advocate for
Mr. Pardeep Solath, Advocate
for the respondent.

AVNEESH JHINGAN, J (Oral):

The petitioner was employee of the Gurgaon Central Cooperative Bank Ltd., Gurgaon [hereinafter referred to as 'the bank']. A dispute arose which was adjudicated by the Labour Court. The award was challenged by filing writ petition bearing CWP No.1775 of 1999. During the pendency of the writ petition, the petitioner was taken back on duty and he attained the age of superannuation and retired from service on 31.08.2006. It was further noted that dues of the petitioner were extended. The petition was disposed of as infructuous. However, right of the petitioner was

reserved to claim his dues from the bank. It was ordered that in case petitioner moves an application, the same shall be considered at the earliest. After disposal of the writ petition, the petitioner moved an application claiming dues. The said application was decided by passing order dated 20.09.2018, same is annexed with the reply.

It has been stated that decision has been taken on application of the petitioner and whatever amount was found due has already been paid.

Learned counsel for the petitioner, *inter alia*, states that while passing the order, some facts have not been appreciated; seniority has not been rightly fixed and dues have not been calculated by the bank in accordance with the 7th Pay Commission.

The said aspect cannot be gone into in the present contempt petition. The directions of this Court were only that application, if moved, would be considered at the earliest and the same has been done.

The contempt petition is dismissed. Needless to add that petitioner would be at liberty to avail remedies in accordance with law against order dated 20.09.2018.

The rule issued against the respondent stands discharged.

**[AVNEESH JHINGAN]
JUDGE**

August 28, 2019

pankaj baweja

1. Whether speaking/ reasoned	:	Yes / No
2. Whether reportable	:	Yes / No