

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

COCN No. 1085 of 2019

DECIDED ON: SEPTEMBER 06, 2019

KARAM SINGH

.....PETITIONER

VERSUS

A. VENUPRASAHA AND OTHERS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. Peeush Gagneja, Advocate
for the petitioner.

Mr. Kanish Ganeriwala, AAG, Punjab.

Mr. Harpreet Singh Gharuan, Advocate
for respondents No.4 to 8.

AVNEESH JHINGAN, J (ORAL)

The present contempt petition has been filed pleading wilful disobedience of the order dated 15.11.2018 passed in CWP No. 28722 of 2018.

The operational part of the order is quoted below:-

“ In view of above, present writ petition stands disposed of with the directions to the respondents to look into legal notice dated 04.09.2018 (Annexure P4) and take the required decision thereon, expeditiously and preferably within a period of three months from the date of receipt of a certified copy of this order. ”

Learned State counsel has filed two replies on behalf of respondents No.2 and 3 annexing the orders dated 04.04.2019, 04.09.2019 and 08.04.2019 respectively, same are taken on record. Copies handed over to the counsel for the petitioner.

In the reply of respondent No.2, it has been pleaded that order dated 04.09.2019 has been passed deciding the legal notice. Further by order dated 04.04.2019 the pay of the petitioner has been revised. In the reply of respondent No.3, it has been pleaded that the arrears of provisional pension for the period from 01.07.2016 to 31.05.2019 amounting to ₹7,48,417/- has also been deposited in the bank account of the petitioner.

Learned State counsel submits that the amount due on account of gratuity and leave encashment has been withheld, as there is a charge sheet pending against the petitioner.

In view of the afore-said replies, learned counsel for the petitioner submits that no cause of action survives for pursuing the present contempt petition. However, he seeks liberty to avail remedy in accordance with law for, if the petitioner is aggrieved of the calculation of the revised pay.

Disposed of as infructuous with liberty as prayed for.

Rule issued against the respondents stand discharged.

SEPTEMBER 06, 2019
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(AVNEESH JHINGAN)
JUDGE

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