

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

**CM No.25716-CII of 2019 in/and
COCP No.1177 of 2019
Date of Decision: 19.12.2019**

Sarvan Kumar

Petitioner

Versus

Rajiv Mathur, General Manager, The Panchkula Central Cooperative
Bank Ltd., Panchkula

Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Ramesh Goyat, Advocate
for the non-applicant/petitioner.

Mr. Sunil Kumar Nehra, Advocate
for the applicant/respondent.

AVNEESH JHINGAN, J (Oral):

CM No.25716-CII of 2019

This is an application filed under Section 151 of the Code
of Civil Procedure for placing on record affidavit of the respondent
alongwith Annexures R-1 to R-3.

The application is allowed, affidavit alongwith its
annexures is taken on record.

Main Case

There are litigations pending between the petitioner and
his employer with regard to certain recoveries. In CWP No.4288 of
2018, there is stay of recovery whereas in CWP No.6395 of 2019

filed challenging the reduction of pay, there is no stay. The pin-pointed dispute is with regard to ₹1,29,575/- alleged by the petitioner to be wrongly recovered/withheld.

As there is serious dispute on the facts of the case, in order to resolve the controversy, it would be appropriate that the respondent-bank keep ₹1,29,575/- in a separate FDR, which shall be subject to outcome of the aforesaid two writ petitions.

In view of above, the contempt petition is disposed of.

[AVNEESH JHINGAN]
JUDGE

December 19, 2019

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