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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

COCF No.1389 of 2019
Date of Decision: 27.08.2019

Sukhwinder Kaur

Petitioner

Versus

Rajan Mania, Punjab National Bank, Human Resources
Development Division and another.

Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Jagjot Singh, Advocate
for the petitioner.

Mr. Saurav Verma, Advocate
for the respondents.

AVNEESH JHINGAN, J (Oral):

The present contempt petition has been filed pleading wilful disobedience of order dated 14.09.2016 passed by this Court in CWP No.19602 of 2013.

The relevant portion of the order is reproduced below:-

“The net result would be that ₹6,000/- from the monthly income of the petitioner are to be excluded. If the same is excluded, the monthly income of the petitioner comes to ₹6,617/-, which is less than ₹8,677/- (60% of the last drawn salary of the deceased).

It being so, the impugned order dated 19.08.2013 (Annexure P9) is quashed. The writ of mandamus is issued, directing the respondents to grant ex-gratia (lump-sum) amount, as per their Policy (Annexure P-8). The payment be

released within two months from the date of receipt of copy of this order along with interest @ 9% per annum, starting two months from the date of death of husband of the petitioner till payment.

As such, the present petition is allowed.”

Pursuant to issuance of notice of motion, reply has been filed today in the Court, same is taken on record. Copy of reply is handed over to learned counsel for the petitioner.

Learned counsel for the respondents states that, as per reply, claim of the petitioner has been allowed and ex-gratia amount has been paid alongwith interest. The detailed calculation has also been provided in the reply filed.

Learned counsel for the petitioner after going through the reply, states that in view of reply filed, no cause of action survives to pursue the contempt petition. However, he seeks liberty to avail remedies in accordance with law, if aggrieved of calculation mentioned in the reply.

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

The rule issued against the respondents stands discharged.

**[AVNEESH JHINGAN]
JUDGE**

August 27, 2019

pankaj baweja

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