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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COC-1673-2019

Date of decision: 06.09.2019

SUNDER LAL

.. PETITIONER

VERSUS

JAGDISH CHANDER

.. RESPONDENT

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Karan Sachdeva, Advocate for
Mr. Parveen Chauhan, Advocate
for the petitioner.

Mr. Padamkant Dwivedi, Advocate
for the respondent.

AVNEESH JHINGAN, J. (Oral)

The present contempt petition has been filed alleging wilful disobedience of the order dated 03.12.2018 passed by this Court in CWP No. 30590 of 2018. The operative part of the order is reproduced below:

“Keeping in view the fact that the petitioner retired in the year 2010, he has already submitted his reply to the dissenting note dated 14.05.2015 (Annexure P-6) and the enquiry proceedings have not been decided so far, the competent authority is directed to finalize the same within a period of four months from the date of receipt of certified copy of this order.

In case after the finalization of the enquiry proceedings, the petitioner is found entitled for any monetary benefit, the same should also be released to him within a period of next three months.

It is made clear that this Court expresses no opinion on the merits of the case and the claim, which is being made by the petitioner in respect of the enquiry proceedings which are pending against him.

The writ petition stands disposed of in above terms.”

A short reply on behalf of the respondent annexing order dated 31.08.2019, filed in Court today, is taken on record. A copy of the same is handed over to learned counsel for the petitioner.

Learned counsel for the petitioner submits that in view of the order passed, no cause of action survives for pursuing the contempt petition. However, liberty is sought to avail remedies in accordance with law against order dated 31.08.2019.

Disposed of as infructuous with liberty as prayed for.

Rule issued against the respondent is discharged.

6th September, 2019

shabha

**(AVNEESH JHINGAN)
JUDGE**

Whether speaking/reasoned : *Yes/No*

Whether reportable : *Yes/No*