

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCP No. 1823 of 2019
Date of decision: 10.9.2019

Ravinder Kaur

.. Petitioner

v.

Sarabjit Singh and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Gaurav Sharma, Advocate for the petitioner.
Ms. Deepali Puri, Addl. Advocate General, Punjab.

...

AVNEESH JHINGAN, J. (Oral)

Pursuant to the order dated 2.9.2019, Mr. Ashwani Kumar Kansal, Chief Engineer, Water Resources Department, Punjab is present in court. He states that Ravinder Kumar-SDO was deputed on the previous date for giving instructions to learned counsel for the State but he never turned up in the Court to give instructions. He further states that suitable action would be taken against him.

The present contempt petition has been filed pleading wilful disobedience of the order dated 24.1.2018 passed by this Court in CWP No. 1423 of 2018. The operative part of the said order is reproduced below:

“3. Accordingly, instant petition is disposed of with a direction to respondent(s) to consider the case of the petitioner unfolded by the petitioner in her legal notice dated 08.07.2017 (Annexure P-4), within a period of two months from the date of receipt of certified copy of this order. If the concerned authority comes to the conclusion that petitioner is entitled to the relief claimed, to disburse

the same within a period of next 45 days.

*4. As far as grant of interest on delayed payment is concerned that shall also be considered in view of the observations made by Full Bench of this Court in case captioned as “**R.S. Randhawa vs. State of Punjab, 1997 (3) RSJ 318** as well as Punjab Govt. Instructions No.1/15/90IFPIII/4226, dated 10.05.1990.*

5. However, in case the petitioners still feels aggrieved of the order passed by the authorities concerned, she shall be at liberty to approach this Court.

Short reply dated 9.9.2019 by way of affidavit of Sukhvinder Singh Kalsi, Executive Engineer, Mechanical Drainage Division, Nangal Township, District Ropar, Punjab filed in Court is taken on record. Copy thereof handed over to learned counsel for the petitioner. Along with the reply, order dated 28.5.2019 has been annexed. As per the said order, payment of GPF, leave encashment and Group Insurance Scheme has been made and the claim of the petitioner with regard to interest has been rejected.

In view of the reply filed, learned counsel for the petitioner states that no cause of action survives for pursuing the contempt petition, however, he seeks liberty to avail remedies with regard to rejection of claim of interest and also in case there is a dispute with regard to the calculation of the dues.

Disposed of as infructuous with liberty as prayed for.

(AVNEESH JHINGAN)
JUDGE

10.9.2019
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Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No