

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

**COCN No.1837 of 2019
Date of Decision: 02.09.2019**

Sat Bhushan Garg

Petitioner

Versus

Sarvjit Singh, IAS, Principal Secretary, Water Resources
Department/Irrigation and Power Department.

Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Karan Singla, Advocate
for the petitioner.

Ms. Deepali Puri, Addl. A.G., Punjab.

AVNEESH JHINGAN, J (Oral):

The present contempt petition has been filed pleading wilful disobedience of order dated 20.09.2018 passed by this Court in CWP No.24044 of 2018.

The relevant portion of the order is reproduced below:-

“3. Without expressing any opinion on the merits of the case, instant petition is disposed of with the direction to respondents to consider the claim of the petitioner put forth by him in representations (P-1 and P-2) and to take a conscious decision, within a period of two months from the date of receipt of certified copy of this order. In case, the concerned authority comes to the conclusion that petitioner is entitled to relief claimed through aforesaid representations, to release 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 Punjab

Govt. Instructions No.1/15/90IFPIII/4226, dated 10.05.1990.

5. However, if the petitioner still feels aggrieved against any of the order passed by the concerned authority, he shall be at liberty to approach this Court as well as to have recourse to the other remedies available under law.”

The respondent had filed the reply annexing order dated 30.11.2018. As per said reply, interest amounting to ₹13,000/- has been granted for late payment of gratuity.

Learned counsel for the petitioner states that there are no specific findings recorded with regard to grant of interest on delayed payment of gratuity, leave encashment and arrears of dearness allowance.

Learned State counsel states that specific order would be passed with regard to interest on delayed payment of gratuity, leave encashment and arrears of dearness allowance within eight weeks from today, after affording opportunity of hearing to the petitioner.

In view of statement made, no cause of action survives for pursuing the contempt petition.

The contempt petition is disposed of as infructuous.

**[AVNEESH JHINGAN]
JUDGE**

September 02, 2019

pankaj baweja

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