

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCP No. 1925 of 2019
Date of decision: 6.9.2019

Anokh Singh

.. Petitioner

v.

Dinkar Gupta and another

.. Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

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

...

AVNEESH JHINGAN, J. (Oral)

The present contempt petition has been filed pleading wilful disobedience of the order dated 28.1.2019 passed by this Court in CWP No. 2285 of 2019. The operative part of the said order is reproduced below:

“Without going into the merits of the case or expressing any opinion to the entitlement of the petitioner in respect of the claim prayed in the present writ petition or in the representation, the present writ petition is disposed of with a direction to the respondents to pass an appropriate speaking order on the claim raised by the petitioner in the representation dated 19.12.2018 (Annexure P-3) within a period of three months from the date of receipt of certified copy of this order.

In case after the order, it is found by the respondents that the petitioner is entitled for any monetary benefits, the same should also be released to him within a period of next

three months.

The writ petition stands disposed of.”

Status report by way of short affidavit of Sh. Deepak Hilori, IPS, Senior Superintendent of Police, Pathankot, was filed. Copy thereof was handed over to learned counsel for the petitioner.

Learned counsel for the State submits that representation of the petitioner has been decided and retiral benefits have been released.

Learned counsel for the petitioner states that though retiral benefits have been released but his claim with regard to interest for delayed payment has not been considered.

Learned counsel for the State submits that a speaking order with regard to claim of interest on delayed payment would be passed in accordance with law after providing opportunity of hearing to the petitioner.

Learned counsel for the petitioner states that in view of the statement made, no cause of action survives for pursuing the present petition.

In view of the above statement, the contempt petition is disposed of. Needful with regard to passing of an order with regard to claim of interest would be done within eight weeks from today.

(AVNEESH JHINGAN)
JUDGE

6.9.2019
mk

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