

264

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

**COCP No.2076 of 2019
Date of Decision: 30.09.2019**

Sukhbir Singh (now deceased) through his LRs

Petitioners

Versus

Subhash Chander, General Manager, Punjab Roadways, Amritsar-I

Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Vinay Kumar, Advocate
for the petitioner.

Mr. Kanisth Ganeriwala, A.A.G., Punjab.

AVNEESH JHINGAN, J (Oral):

The present contempt petition has been filed pleading wilful disobedience of order dated 05.02.2019 passed by this Court in CWP No.9779 of 2004.

The dispute raised before the Labour Court, Amritsar was decided in favour of the petitioner vide award dated 18.12.2002. It was ordered that workman would be reinstated with continuity in service with full back wages from the date of demand notice i.e. 28.06.1997. Workman was directed to report on duty within 30 days of publication of award. The award was challenged by the

respondent in CWP No.9779 of 2004, the writ petition was dismissed on 05.02.2009. It was ordered that monetary benefits alongwith interest @ 10% till realization of amount be released within two months from receipt of certified copy of order.

Reply by way of affidavit of respondent has been filed today in the Court, same is taken on record. Copy of reply is handed over to learned counsel for the petitioner. As per reply, payment of ₹15,92,919/- with regard to arrears of wages have been made, the details of calculation have been annexed with reply.

Learned counsel for the respondent, on instructions from Mr. Lakhwinder Singh, Law Officer, Punjab Roadways, Amritsar-I, states that interest as awarded, would be paid within eight weeks from today.

Learned counsel for the petitioner states that amount due has wrongly been calculated and other retiral benefits have not been released, he seeks liberty to avail remedies in accordance with law.

Learned State counsel, on instructions, submits that case of retiral benefits has been prepared and sent to the Accountant General, Punjab.

In view of reply filed and statement made, the contempt petition is disposed of.

The respondent shall release the amount of interest within eight weeks from today. As regard retiral benefits, the respondent shall ensure that same are credited to the account of legal heirs of the deceased within four months.

However, the petitioner would be at liberty to avail remedies, in accordance with law, to challenge the amount found due and the calculation of interest.

[AVNEESH JHINGAN]
JUDGE

September 30, 2019

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