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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCp-2245-2019
Date of decision: 22.08.2019

Kanwar Narinder Singh and another .. Petitioners

Versus

Smt. Kalpana Mittal Barua .. Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. R.S.Dhaliwal, Advocate and
Mr. S.S.Dhaliwal, Advocate
for the petitioners.

Mr. Kanisth Ganeriwala, AAG, Punjab.

AVNEESH JHINGAN, J. (Oral)

The present contempt petition has been filed pleading wilful disobedience of the order dated 03.12.2018 passed by this Court in CWP No. 24018 of 2015. The operational part of the order is quoted below:

“The respondents are directed to pay the higher pay scale to the petitioners for the period, they have performed the work on higher post, within three months from the date of receipt of certified copy of this judgment.”

Pursuant to the issuance of notice of motion, a short reply by way of affidavit of Sh. K.B.S.Sidhu, Special Chief Secretary to Government of Punjab, Department of Revenue and Rehabilitation has been filed today in Court, the same is taken on record. A copy is handed over to the learned counsel for the petitioners. Along with reply, orders dated 12.07.2019 have

been annexed whereby in compliance of order of this court, the pay fixation, for the period for which the petitioners had worked for higher post, has been fixed.

Learned State counsel, on instructions from Mr. Lehmbur Singh, Senior Assistant, submits that in case where the monetary benefits are to be paid, same will be disbursed within six weeks from today.

Learned counsel for the petitioners submits that in view of the order produced as well as statement made, no cause of action survives for pursuing the contempt petition. However, learned counsel for petitioner seeks liberty to avail the remedy in accordance with law against the orders passed.

In view of the above terms, the contempt petition is disposed of with liberty as prayed for.

22nd August, 2019

(AVNEESH JHINGAN)
JUDGE

shabha

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