

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCP No. 2395 of 2019
Date of decision: 26.8.2019

Swaran Chand since deceased through his LRs

.. Petitioners

v.

Dr. Rakesh Gupta

.. Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Ms. Kusum Raj, Advocate for
Mr. S. S. Sahu, Advocate for the petitioners.

Mr. Sandeep S. Mann, Senior Deputy Advocate General,
Haryana.

...

AVNEESH JHINGAN, J. (Oral)

The present contempt petition has been filed pleading wilful disobedience of the order dated 21.11.2018 passed by this Court in CWP No. 29409 of 2018. The operative part of the said order is reproduced below:

“Without commenting anything on the merits of the case and about the claim of the petitioner being made in the present writ petition, the present writ petition is disposed of with a direction to the respondents to decide the legal notice dated 19.5.2018 (Annexure P-9) served by the petitioner by passing a speaking order in accordance with law within a period of three months from the date of receipt of certified copy of this order.”

Reply dated 9.8.2019 by way of an affidavit of Dr. Rakesh

Gupta, Director General, Secondary Education, Haryana annexing order

dated 20.12.2018 filed in Court today is taken on record. Copy thereof has been handed over to learned counsel for the petitioners. It is stated that benefits of regularisation and payment of arrears have been given to the legal heirs of the petitioner. Order dated 21.2.2019 is also annexed whereby payment of ₹8,54,585/- has been made.

Learned counsel for the petitioners states that in view of the reply filed, no cause of action survives for pursuing the contempt petition, however, she seeks liberty to avail remedies available in accordance with law if aggrieved of the calculation of arrears.

Disposed of as infructuous with liberty as prayed for.

Rule issued against the respondent is discharged.

(AVNEESH JHINGAN)
JUDGE

26.8.2019
mk

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