

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCP No. 2553 of 2019
Date of decision:22.7.2019

Gurtej Singh

.. Petitioner

v.

Sh. Keshav Hingonia and another

.. Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Ms. Parminder Kaur, Advocate for the petitioner.

...

AVNEESH JHINGAN, J. (Oral)

The present contempt petition has been filed pleading that there is wilful disobedience of the order dated 4.9.2018 passed by this Court in CWP No. 22244 of 2018. The operative part of the said order is reproduced below:

“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 legal notice (P-5) and to take a conscious decision, within a period of three months from the date of receipt of certified copy of this order. If, there is no legal impediment, to make the payment within a period of next 45 days.

As far as grant of interest on delayed payment is concerned that shall also be considered in view of the observations made by Full Bench of this Court in case

captioned as ***“R. S. Randhawa vs. State of Punjab, 1997(3) RSJ 318*** as well as ***Punjab Govt. Instructions No. 1/15/90IFPIII/4226, dated 10.5.1990.***

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.”

As per order dated 4.9.2018, the respondents had to take a decision on the legal notice of the petitioner within a period of three months from the date of receipt of certified copy of the order.

As per the averments made in the petition, copy of the order passed by this Court was sent to the respondents but there is no proof attached. Let atleast now copy be supplied to the respondents and in case of doing the needful, the respondents shall ensure compliance of the order dated 4.9.2018 within three months from the receipt of certified copy of this order. In case of non-compliance, costs may be imposed which shall be recoverable from the defaulting official.

With the aforesaid observation, the contempt petition stands disposed of.

(AVNEESH JHINGAN)
JUDGE

22.7.2019
mk

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