

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCP No. 2581 of 2019
Date of decision: 16.9.2019

Jagjit Singh

.. Petitioner

v.

Sh. Krishan Kumar and another

.. Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Nitin Rathee, Advocate for the petitioner.
Ms. Deepali Puri, Addl. Advocate General, Punjab.

...

AVNEESH JHINGAN, J. (Oral)

The present contempt petition has been filed alleging wilful disobedience of the order dated 13.11.2018 passed by this Court in CWP No. 10770 of 1995. The operative part of the said order is reproduced below:

“Counsel for the petitioner has informed that the petitioner has already retired from service. Further it is a matter of record that the petitioner is claiming the two advance increments w.e.f. 4.3.1978 when the petitioner got the degree of “Sangeet Bhaskar”. It was only in the year 1994 when the petitioner choose to approach this Court by way of CWP No. 17942 of 1994. Under these circumstances, the respondents-State are directed to grant the petitioner two increments from the date he obtained the higher qualification i.e. 4.3.1978 and re-fix his salary. The said fixation will be done notionally and the petitioner will not be entitled for actual arrears from the year 1978 as he claimed the said benefit after a period of approximately 15 years.

However, the pension of the petitioner will also be revised notionally.

Present writ petition stands allowed in the above terms.”

Reply dated 16.9.2019 by way of affidavit of Mr. Sukhjeet Pal Singh, Director of Public Instruction (Secondary Education), Punjab filed in Court is taken on record, copy handed over to learned counsel for the petitioner.

Learned counsel for the petitioner states that in view of the reply filed, no cause of action survives for pursuing the contempt petition. However, he seeks liberty to avail remedies available in accordance with law in case grievance with regard to the benefits granted still survives.

Disposed of as infructuous with liberty as prayed for.

(AVNEESH JHINGAN)
JUDGE

16.9.2019
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Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No