

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCP-2050-2020

Date of Decision: 09.10.2020

Ranpat Singh and others ...Petitioners
vs.

Rajeev Arora, IAS and others ...Respondents

AND

COCP-2052-2020

Date of Decision: 09.10.2020

Jagdish Chander Narang and others ...Petitioners
vs.

Rajeev Arora, IAS and others ...Respondents

Coram : Hon'ble Mr. Justice B.S. Walia.

Present: Mr. Namit Kumar, Advocate for the petitioners.

B.S. Walia, J. (VC)

1. Case is being taken up for hearing through Video Conferencing due to the outbreak of Covid-19 pandemic.

2. This order shall decide COCP No.2050 of 2020 and COCP No.2052 of 2020, as identical point is in issue. Facts of the case are being taken from COCP No.2050 of 2020.

3. Prayer in the Petition under Sections 10 and 12 of the Contempt of Courts Act, 1971 read with Article 215 of the Constitution of India is for initiating contempt proceedings against the respondents for intentionally and deliberately not complying with the order of this Court Annexure P/1 dated 11.03.2019, in CWP No.25565 of 2012, in case titled as Prithvi Raj Grover and others vs. State of Haryana and others.

4. Learned counsel contends that vide order dated 11.03.2019, this Court, disposed of CWP No.25565 of 2012, by holding that the petitioners and other similarly situated, who were within top 20% of the respective cadres were entitled to the running pay scale of Rs.13500-17250, w.ef. January 01, 1996, with interest @ 8% per annum on the arrears till payment was made with payment to be made within five months from the date of passing of order, but despite lapse of aforementioned period of time, needful had not been done.

4. Notice of motion to respondent No.3 only.

5. Mr. Rohit Arya, DAG, Haryana, accepts notice on behalf of respondent No.3 and on instructions from respondent No.3 states that on account of large number of petitioners, compliance was taking time, that arrears had been paid and only interest and revised pensionary benefits had to be paid, that proposal in respect thereto had been submitted to the Finance Department, for which two months more time be granted to enable release of payment as per entitlement.

6. The same satisfies learned counsel for the petitioners, who states that in the circumstances, he does not press the Contempt Petition and the same may be disposed of by directing respondent No.3 to make payment in terms of the decision of this Court dated 11.03.2019, in CWP No.25565 of 2012 and connected matters, within two months from today.

7. Accordingly, in view of the statement of learned counsel for the parties, the Contempt Petition is disposed of as not calling for any orders except directing respondent No.3 to ensure release of payment to the petitioners in terms of the decision of this court dated 11.03.2019 in CWP No. 25565 of 2012 within two months from today.

respondent No.3 is directed to release the same to the petitioners as per their entitlement in terms of order of this Court dated 11.03.2019, in CWP No.15887 of 2011, within two months from today. However, it is made clear that in case the needful is not done within the stipulated period of time, the petitioners would be at liberty to move an application for revival of the Contempt Petition.

8. Both Contempt Petitions are disposed of in the aforementioned terms.

(B.S. Walia)
Judge

09.10.2020

'Amit-Rajesh'

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