

COCN No.2487-2020

Date of Decision: 04.12.2020

Narain Devi

...Petitioner

vs.

Mahavir Singh and another

...Respondents

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

Present: Mr. Subhash Ahuja, Advocate for the petitioner.

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. Prayer in the petition under Section 10 & 12 of the Contempt of Courts Act, 1971, is for initiating action against the respondents for intentional and willful non-compliance of order Annexure P-1 dated 04.03.2020 in CWP No.2864 of 2015.
3. Learned counsel contends that vide order dated 04.03.2020, CWP No.2864 of 2015 was allowed in terms of order passed in CWP No.2861 of 2015 in case titled as **Jeet Kumari and others vs. State of Haryana and others** and the respondent-State was directed to release pension and other retiral benefits to the petitioner within two months along with interest @ 6% per annum from the date it was due till the date it was paid. Learned counsel further states that today, he has been supplied certain documents as per which gratuity has been released to the petitioner besides interest @ 6 % has been sanctioned on the delayed payment of pension and gratuity besides he has been assured that payment on said count would be released to the petitioner shortly

and that in the circumstances, he does not press the Contempt Petition and the same may be disposed of as such at this stage while directing the respondents to release payment on account of interest on the delayed pension and other retiral dues in terms of order dated 04.03.2020 in CWP No.2861 of 2015 within a stipulated period of time.

4. Learned DAG, Haryana states that payment on account of interest in terms of order dated 04.03.2020 in CWP No.2861 of 2015 would be released to the petitioner within two months from today.

5. Accordingly in the light of statement of learned counsel for the parties, the contempt petition is disposed of as not pressed while directing the respondents to adhere to the assurance to release payment on account of interest @ 6% per annum in terms of order dated 04.03.2020 in CWP No.2861 of 2015 within two months from today. Needless to mention, in case the needful is not done within the stipulated period of time, the petitioner would be at liberty to move an application for revival of the contempt petition.

(B.S. Walia)
Judge

December 04, 2020

'PS-Amit'

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