

COCp-201-2021

Date of Decision: 08.04.2022

Kailash Chand

...Petitioner

vs.

T.L. Satyaprakash and another

...Respondents

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

Present : Mr. Rohit Sapehiya, Advocate for
Mr. B.K. Bagri, Advocate for the petitioner.

Mr. Vivek Chauhan, Advocate for the respondents.

B.S. Walia, J. (Oral)

1. Prayer in the petition is for initiating action against the respondents for intentional and willful defiance of order, Annexure P-1, dated 09.11.2020, in CWP-18841-2020.

2. A perusal of order Annexure P-1, dated 09.11.2020, reveals that CWP-18841-2020, was disposed of by directing the competent authority to decide the claim made in legal notice dated 04.09.2020, within four weeks from the date of receipt of certified copy of the order.

3. Learned counsel for the respondents refers to Annexure R/1 to contend that entire period of daily wage service of the petitioner w.e.f. 24.05.1983 to 18.05.1993, has been ordered to be counted as qualifying service towards pensionary benefits. Learned counsel further by relying on paragraph No.6 of the reply contends that pursuant to order Annexure R/1 dated 28.12.2020, Pension Payment Order of the petitioner has been revised and all pensionary benefits for the period from 24.05.1983 upto 18.05.1993, have been paid to the petitioner and further gratuity

petitioner vide cheque No.987387 dated 19.02.2021 and that in the circumstances, no action under the Contempt of Courts Act, 1971, is called for against the respondents.

4. Mr. Rohit Sapehiya, Advocate appearing for the petitioner, states that in view of instructions from the petitioner as conveyed to Mr. B.K. Bagri, Advocate for the petitioner and as intimated to him, the petitioner does not press the instant petition.

5. Accordingly, in view of the position noted above, as well as statement of learned counsel for the petitioner, the instant petition is disposed of as not calling for any action against the respondents under the Contempt of Courts Act, 1971.

6. Rule discharged.

(B.S. Walia)
Judge

08.04.2022
rajesh

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