

COCp-546-2020

Date of Decision : 03.08.2022

Bhagwan Dass

...Petitioner

versus

Manoj Yadav

....Respondent

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

Present : Mr. Bharat Bhushan Sharma, Advocate for the petitioner.

Mr. Pawan Kumar Longia, DAG, Haryana.

B.S. Walia, J. (Oral)

1. Prayer in the petition is for initiating proceedings against the respondent for intentional and willful defiance of order, Annexure P-1, dated 10.01.2018, in CWP-4166-2014.

2. A perusal of order, Annexure P-1, dated 10.01.2018, reveals that CWP-4166-2014, was allowed, impugned order of compulsory retirement dated 13.12.2013, quashed and the petitioner deemed to be in service with effect from the date of the impugned order till attaining the age of superannuation and petitioner was also held entitled to arrears of pay and allowances to be paid within two months from the date of receipt of certified copy of the order.

3. At the outset, learned counsel for the petitioner states that pursuant to order dated 10.02.2020, calling for compliance report, arrears of pay and allowances have been released to the petitioner in terms of order Annexure P/1 dated 10.01.2018, but there is some discrepancy in the

calculations and that in the circumstances he does not press the instant

petition and may be permitted to withdraw the same with liberty to move a representation before the respondents with regard to shortfall, if any, in the benefits released.

4. Learned DAG, Haryana, does not oppose the aforementioned course of action.

5. 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 respondent under the Contempt of Courts Act, 1971, while granting liberty to the petitioner as prayed for.

03.08.2022
rajesh

(B.S. Walia)
Judge

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