

[217] IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCP No.1729 of 2019(O&M)
Date of Decision : 08.07.2022

Nirmala Kumari, aged about 58 years
widow & LR of Late Shri Kishori Lal ...Petitioner

versus

Er. Kulwinder Singh, Senior XEN/Addl.
Superintending Engineer, Distribution
Division, Punjab State Power Corporation
Limited, Phagwara, Distt. Jalandhar.Respondent

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

Present : Mr. Shashi Kumar, Advocate for the petitioner.
None for the respondent.

B.S. Walia, J. (Oral)

[1] Prayer in the petition is for initiation of proceedings against the respondent for intentional and willful defiance of order, Annexure P-1, dated 28.09.2018, in CWP No.24954 of 2018 in case titled as '**Nirmala Kumari** versus **Punjab State Power Corporation Limited and others**'.

[2] A perusal of order (Annexure P-1), reveals that CWP No.24954 of 2018, was disposed of by directing the respondent to consider the claim of the petitioner as contained in legal notice dated 12.08.2018 and take a conscious decision in respect thereto by passing a speaking order in view of the decision in case titled as '**Kesar Chand** versus **State of Punjab**, AIR 1988, Punjab, 265 within 03 months from the date of receipt of certified copy of the order and if on consideration, the competent authority came to conclusion that the petitioner was entitled to

the relief claimed, to release the same to her within next one month.

COCP No.1729 of 2019(O&M)

-2-

[3] At the outset, learned counsel for the petitioner states that pursuant to issuance of notice, the respondent has decided the claim of the petitioner and released the benefits to her vide Annexure A-1 collectively with regard to revised gratuity pay order and revised pension pay order dated 22.01.2020 and that in the circumstances, the petitioner does not wish to press the instant petition and may be permitted to withdraw the same.

[4] 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.

[5] *Rule discharged.*

(B.S. Walia)
Judge

08.07.2022

'Rajneesh'

<i>Whether speaking/ reasoned</i>	:	<i>Yes/No</i>
<i>Whether reportable</i>	:	<i>Yes/No</i>