

127 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCp-1466-2022

Date of Decision : 02.09.2022

LATA MUKESH

...Petitioner

Versus

AJOY SHARMA, IAS AND ANOTHER

....Respondents

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

Present : Mr. Nitesh Singla, Advocate for the petitioner.
Mr. Ayush Sarna, AAG, Punjab.

B.S. Walia, J. (Oral)

[1] Prayer in the petition is for initiation of proceedings against the respondents for intentional and willful defiance of order, Annexure P/1, dated 14.07.2020 in CWP No.9791 of 2020 in case titled as Lata Mukesh vs. State of Punjab and another.

[2] A perusal of order, Annexure P/1 reveals that CWP No.9791 of 2020 was disposed of by directing the respondents to take a final decision on legal notice dated 16.03.2020 by passing a speaking order within six months from the date of receipt of certified copy of the order and in case the authority concerned found that the petitioner was entitled to any monetary benefits as projected in the legal notice, to release the same to her in the next six months thereafter while restricting the arrears to 3 years and 2 months prior to the filing of the petition.

[3] Learned AAG has filed copy of speaking order dated 31.08.2022 accepting the claim of the petitioner. The same is taken on record. Copy thereof supplied to learned counsel for the petitioner who on

perusal of the same states that in the circumstances, he does not press the

instant petition and may be permitted to withdraw the same by directing the respondents to release the payment as per entitlement determined in speaking order dated 31.08.2022 in accordance with the directions contained in CWP No.9791 of 2020.

[4] Accordingly, in the light of the position noted above as well as the statement of learned counsel for the petitioner, the contempt petition is disposed of as not calling for any action against respondent No.2 under the Contempt of Courts Act, 1971 while directing the respondents to ensure release of payment to the petitioner as per entitlement in accordance with the directions contained in Annexure P/1 dated 14.07.2020. In case payment/ benefits as determined vide order dated 31.08.2022 is not released to the petitioner in accordance with the directions contained in Annexure P/1 then the same would be payable along with interest @6% per annum with effect from the date of entitlement till date of actual payment and the interest liability on the delayed payment shall be borne by the concerned officer responsible for not releasing the payment within the stipulated period of time.

[5] Contempt petition disposed of with the aforementioned terms.

[6] Rule discharged.

(B.S. Walia)
Judge

02.09.2022
'Amit'

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