

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

COCP No.2286 of 2020 (O&M)

Date of Decision : 05.05.2022

Kamla Sharma, Gram Sevika (Retired) ...Petitioner

versus

Sudhir Rajpal, IAS, Principal Secretary, Deptt. of
Rural Development, Govt. of Haryana and othersRespondents

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

Present : Mr. Puneet Gupta, Advocate for the petitioner.
Mr. Pawan Kumar Longia, DAG, Haryana.

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 12.12.2019 in CWP No.17696 of 2017 in case titled as 'Smt. Kamla Sharma versus State of Haryana and others'.

[2] A perusal of order (Annexure P-1) reveals that CWP No.17696 of 2017 was allowed vide order dated 12.12.2019 and service, which the petitioner had rendered as a Craft Teacher prior to her appointment as a Gram Sewika, was held liable to be counted as qualifying service for computing pensionary benefits, pensionary benefits were directed to be re-calculated and the difference / arrears of the pensionary benefits released to the petitioner within two months from the date of receipt of certified copy of the order.

[3] Notice has yet not been issued in the instant case but on 29.10.2020, learned Addl. AG had sought four weeks' time to submit compliance report.

pensionary benefits have been released to the petitioner by re-calculating entitlement, yet the benefits have not been correctly worked out, as there are some discrepancies in the calculations attached along with the reply for which liberty be granted to the petitioner to move a representation and the respondents be directed to decide the same.

[5] Learned DAG, Haryana, states that he has no objection to the aforementioned course of action. In the aforementioned background, learned counsel for the petitioner states that the petitioner is not interested in pursuing the instant petition.

[6] Accordingly, in view of the position noted above, as well as statement of learned counsel for the parties, the instant petition is *disposed of* as not calling for any action against the respondents under the Contempt of Courts Act, 1971, while granting liberty to the petitioner to submit a representation to the Director and Special Secretary, Department of Rural Development, Haryana within 02 weeks from receipt of certified copy of this order. In case, any such representation is received within the aforesaid period of time, the Director and Special Secretary, Department of Rural Development, Haryana, is directed to consider and decide the same in accordance with law expeditiously and in any case within 02 months of receipt.

(B.S. Walia)
Judge

05.05.2022

'Rajneesh'

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