

COCp-2487-2022

Date of Decision :20.12.2022

SURINDER KAUR

...Petitioner

Versus

GURPREET SINGH KHAIRA

....Respondent

Coram : Hon'ble Mr. Justice B.S. WaliaPresent : Mr. PeeushGagneja, Advocate for the petitioner.
Mr. Ajit Singh Natt, AAG, Punjab.

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 27.05.2022 in case titled as Surinder Kaur vs. State of Punjab and others.

[2] A perusal of order, Annexure P/1 reveals that CWP No.11823 of 2022 was disposed of by directing the respondent to decide the claim made in legal notice dated 20.04.2022 by passing a speaking order within eight weeks from the date of receipt of copy of the order and in case on decision it was found that the petitioner was entitled for any benefit, to release the same to her within the next four weeks.

[3] At the outset, learned counsel for the petitioner states that payment as per entitlement has already been released to the petitioner (towards benefits on account of service rendered by the deceased-husband of the petitioner) but the same has been released on 12.12.2022 i.e. four years after the death of the petitioner's husband on 16.12.2018 and that too

[4] Learned counsel for the petitioner states that in the circumstances, he does not press the instant petition but prays for grant of liberty to the petitioner to claim interest by way of appropriate proceedings in accordance with law on account of delay in release of benefits on account of service rendered by the petitioner's late husband. He further states that the order if any passed deciding the entitlement of the petitioner to the benefits which were released on 12.12.2022 has not been conveyed to the petitioner. Therefore, a direction be issued to the respondent to supply copy of the order deciding the claim of the petitioner as contained in the legal notice dated 20.04.2022.

[5] Learned AAG states that needful would be done and copy of order deciding the legal notice dated 20.04.2022 would be furnished to the petitioner.

[6] In view of the position noted above as well as the statement of learned counsel for the parties, the instant petition is disposed of as not calling for any action against the respondent under the Contempt of Courts Act, 1971 while directing the respondent to furnish copy of the speaking order to the petitioner within three weeks besides granting liberty to the petitioner as prayed for.

(B.S. Walia)
Judge

20.12.2022

'Amit'

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