

**IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH**

**COC-2039-2015 (O&M)
Date of decision: 18.01.2023**

Punjab Fuel Industries and another

...Petitioners

Versus

Anirudh Tewari and another

...Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Lokesh Sinhal, Advocate
for the petitioners.

Mr. Ajit Singh Natt, AAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioners are alleging violation of order dated 16.09.2014 passed by this Court in CWP-9733-2011, vide which the following observations were made:

“Keeping in view the observations of the Division Bench, as reproduced above, it is apparent that the present cases are squarely covered by the same. Accordingly, all the writ petitions are allowed. The State is directed to make payment of the subsidy amount along with interest @ 8% per annum, from the date of entitlement as the petitioner has been wrongly deprived of his legal entitlement, which had been promised to him. The said amount be paid within a period of 4 months from the receipt of a certified copy of this judgment.”

Learned State counsel, on the basis of the affidavit the Deputy Director (Incentive), Industries & Commerce, Punjab, submits that the entire amount along with interest has been paid to the petitioners.

Learned counsel for the petitioners, however, submits that as per aforesaid order, the interest @ 8% per annum was to be paid from the

date of entitlement, whereas it has been paid from the date of passing of the order.

A perusal of order dated 16.09.2014 would reflect that it is nowhere mentioned in the order that as to what will be the date for payment of interest and since it was kept open, no further ground is made out to continue with the present contempt petition.

Accordingly, the present petition is disposed of.

Rule stands discharged.

The petitioners are granted liberty to avail their alternative remedy in accordance with law, if so required.

18.01.2023

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

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