

107 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-16425-2023 (O&M)
Date of decision: 06.10.2023

Shakuntla

.....Petitioner

V/s

State of Punjab and others

...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK MANCHANDA

Present: Mr. Shubham Singla, Advocate
for the petitioner.

Mr. Arun Gupta, AAG Punjab.

Mr. Sanjeev Soni, Advocate
for the respondents No. 3 and 4.

DEEPAK MANCHANDA J. (ORAL)

CM-17157-CWP-2023

This is an application under Section 151 CPC for placing on record the documents Annexures R-3/1 to R-3/3.

For the reasons mentioned in the application, same is allowed and the Annexures R-3/1 to R-3/3 are also taken on record.

Main case

Learned counsel for the respondent No.3 submits that the petitioner has concealed the material information from this Court that immediately after the death of her husband, the petitioner has already filed an application bearing No.23 of 2012 under the provisions of the Payment of Gratuity Act, 1972 which was allowed on 27.02.2015 by the Controlling Authority and an amount of Rs.1,38,413/- was awarded in favour of the petitioner. Thereafter, on 08.09.2016, the aforesaid amount was deposited before the Controlling Authority under the

Payment of Gratuity Act, 1972. Thereafter, she filed another application bearing No.575 of 2015 under Section 33-C(2) of Industrial Disputes Act, 1947 before the Presiding Officer, Industrial Tribunal Patiala for getting the dues worth Rs. 1,72,684/- along with interest @ 18% per annum from the respondents. He further submits that these facts have not been disclosed by the petitioner.

Faced with this, learned counsel for the petitioner prays for withdrawal of the present petition.

In view of the above, the present petition is hereby dismissed as withdrawn with a cost of Rs.5,000/- to be paid by the petitioner in the ***Institute for Blind, Sector 26, Chandigarh.***

Petitioner is directed to submit the receipt of the payment with the Registry within two weeks, failing which the present petition shall be revived and the petitioner shall remain present in Court.

Pending application(s), if any, be also disposed of accordingly.

(DEEPAK MANCHANDA)
JUDGE

06.10.2023
Sapna

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No