

COCN No.492 of 2024 (O&M)
Date of Decision: 19.04.2024

MANJINDER SINGH AND OTHERS

.....Petitioners

Versus

SANJAY MITTAL AND OTHERS

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. Raj Karan Singh Verka, Advocate
for the petitioners.

Mr. Vibhor Bansal, Advocate,
Senior Panel Counsel for respondent-UI.

Mr. Rishi Kaushal, Advocate,
for the respondent-NHAI.

Ms. Jasleen Kaur Sidhu, DAG, Punjab.

RAJBIR SEHRAWAT, J. (ORAL)

1. This is a contempt petition filed under Sections 10 and 12 of the Contempt of Courts Act, 1971 read with Article 215 of the Constitution of India for initiating contempt proceedings against the respondents for disobedience of the order dated 01.10.2014 passed in CWP-20564-2014.
2. Short affidavit on behalf of respondent No.4 has been filed today in the Court. The same is taken on record. Registry is directed to scan the same and place it at appropriate place.
3. Learned counsel for the petitioners has submitted that the respondents have paid only the original amount as determined by the competent authority. Though the payment has been made after ten years, however, no interest has been paid to the petitioners. Therefore, the petitioners are entitled for the payment of interest at the statutory rates.

4. Learned counsel for the respondent-NHAI has submitted that since there was an order of deposit of the amount in the shape of FDR in the name of respondent No.2 only, therefore, after the decision in the writ petition, the original amount without interest has been paid to the petitioners.

5. In view of the above, the issue qua grant of interest on delayed payment possibly can be dealt with by the Division Bench of this Court only and it would not be possible for the Contempt Court to pass any fresh direction in that regard. Therefore, at this stage, the present petition is dismissed, however, by granting liberty to the petitioner to approach the appropriate Division Bench seeking any order qua grant of payment of interest on the delayed payment.

(RAJBIR SEHRAWAT)
JUDGE

19.04.2024
sandeep

Whether Speaking/Reasoned : Yes/No

Whether Reportable : Yes/No