

2024:PHHC:109255



236 **IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

COCP-1722-2024
Decided on:-23.08.2024

Suresh Kumar and another Petitioners..

vs.

Sh. Apoorva Kumar Singh, IAS, Additional Chief Secretary
Public Health Engineering Department and ors.
...Respondents.

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Jaspal Singh Mannipur, Advocate for the petitioners.

Mr. Arun Beniwal, Sr. DAG, Haryana.

HARKESH MANUJA J. (Oral)

1. By way of present petition filed, prayer has been made for initiation of contempt proceedings against the respondents on account of alleged non-compliance of order dated 21.03.2022 passed by this Court in CWP-20619-2017, which was upheld in LPA-614-2022. The operative part of order dated 21.03.2022 is extracted hereunder:-

“In view of the aforesaid, writ petition is disposed of with a direction to the respondents to disburse the salary of the petitioners w.e.f. 01.11.2017 in terms of its own administrative instructions dated 03.11.2017, which have been relied upon as per the stand taken in the written statement. The respondents are held bound by the same and are directed to pass administrative orders in terms thereof.

5. Petitioners’ arrears be calculated and paid w.e.f. 01.11.2017 along with interest @ 6% per annum. Needful be done within a period of 3 months form today.”

2. In response, learned State counsel informs that the payment due towards the petitioners shall be released in their favour within a period of 04 weeks from today.

3. In view of the above, learned counsel for the petitioners does not press the present petition.

However, in case, the payment is not released in favour of the petitioners within the aforementioned stipulated period, the respondents shall be liable to pay interest @ 9% per annum over the said amount and the petitioners shall also be at liberty to seek revival of the present contempt petition. It is made clear that in any eventuality wherein, the petitioners seek revival on account of default of the respondents, the concerned officer would be liable to pay a sum of Rs.1 lakh as costs from his/her own pocket in favour of the petitioners on the date fixed.

Disposed of accordingly. Rule stands discharged.

23.08.2024
sonika

(HARKESH MANUJA)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/ No