

2024:PHHC:128905



122 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

COCP-3122-2024(O&M)
Decided on:-27.09.2024

Baldev Singh

....Petitioner..

VS.

Smt. Amrit Singh, IAS, DPI (Colleges)
and another

....Respondents.

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Vivek K. Thakur, Advocate,
for the petitioner.

Mr. Gunjan Mehta, Addl. A.G., Punjab.

HARKESH MANUJA J. (Oral)

1. By way of present petition, prayer has been made for initiation of contempt proceedings against the respondents on account of alleged willful non-compliance of order dated 02.05.2024 passed by this Court in CWP-803-2016.

2. Learned counsel for the respondents submits that in an intra-court appeal bearing LPA-1824-2024, vide order dated 24.09.2024, the operation of the decision rendered by Writ Court has been stayed subject to compliance of Section 17-B of the Industrial Disputes Act, 1947 (for short, 1947 Act”).

3. Learned counsel for the petitioner thus, submits that the petitioner shall furnish his affidavit before the authorities within a period of one week from today.

To this, learned counsel for the respondents submits that the necessary benefits under Section 17-B of the 1947 Act, shall be released in favour of the petitioner within a period of two weeks thereafter.

4. In view of the above, learned counsel for the petitioner submits that he does not want to press the present petition.

5. Accordingly, the present petition is dismissed being not pressed. Rule stands discharged.

However, in case the needful is not done within the aforementioned period, as per the undertaking, the petitioner would be at liberty to seek revival of contempt petition and in that eventuality, the erring/concerned officer would be liable to pay a sum of Rs.50,000/- as costs from his/her own pocket in favour of the petitioner towards litigation expenses, immediately, i.e. on the first date of listing of revival application.

27.09.2024

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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/ No

(HARKESH MANUJA)

JUDGE