



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

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CWP-30093-2022

Date of decision : 25.10.2024

Gurwinder Singh

....Petitioner

V/S

The Commissioner, Municipal Corporation,
Amritsar and others

....Respondents

CORAM : HON'BLE MR. JUSTICE NAMIT KUMAR

Present: Mr. K.P. Singh, Advocate for the petitioner.

Mr. Sandeep Khunger, Advocate for respondents No.1 to 3.

Mr. Sarthak Gupta, Advocate for respondent No.4.

NAMIT KUMAR, J. (ORAL)

1. The petitioner has filed the instant writ petition under Article 226 of the Constitution of India, seeking a writ of mandamus, directing the respondents to release monetary benefits to the petitioner for a period of 03 years immediately w.e.f. 15.12.2020 in view of the order dated 28.04.2022 (Annexure P-5) passed by the respondent along with interest @ 18% per annum from the date of entitlement to the date of realization.

2. Short reply by way of an affidavit of Sh. Sandeep Singh, Superintending Engineer, Municipal Corporation, Amritsar, on behalf of respondent No.2, has been filed in the Court today which is taken on record. In the said reply, it has been stated as under :-

*“1. That the petitioner has filed the present writ petition
in this Hon’ble Court for the issuance of a writ, order or*



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direction in the nature of mandamus directing the respondents to release monetary benefits to the petitioner for a period of 3 years immediately preceding the date of the representation i.e. w.e.f. 15.12.2020 in view of the order passed by the then Commissioner, Municipal Corporation dated 28.04.2022 (P-5).

2. That in compliance to the order dated 28.04.2022 (P-5) passed by the then Commissioner, Municipal Corporation, Amritsar, the following payments have been made to the petitioner :-

<i>Sr. No.</i>	<i>Total amount payable</i>	<i>Cheque No. & date</i>	<i>Amount paid</i>
<i>1.</i>	<i>Rs.11,07,702/-</i>	<i>597583 dt. 09.01.2024</i>	<i>Rs.4,00,000/-</i>
		<i>628866 dt. 03.04.2024</i>	<i>Rs.2,00,000/-</i>
		<i>628714 dt. 30.01.2024</i>	<i>Rs.4,00,000/-</i>
		<i>654774 dt. 13.09.2024</i>	<i>Rs.1,07,702/-</i>
		<i>Total</i>	<i>Rs.11,07,702/-</i>

3. That in view of the fact that the payment which was due to be paid to the petitioner has already been released as mentioned above, therefore, the present writ petition has become infructuous and thus, the same is liable to be dismissed as having become infructuous.”

3. In view of the stand taken by respondent No.2 in the short reply, the instant petition has been rendered infructuous and the same is disposed of accordingly.

25.10.2024.
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(NAMIT KUMAR)
JUDGE

Whether speaking/reasoned: Yes/No
Whether Reportable: Yes/No