



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

**COCp-1223-2025(O&M)  
Date of decision: 23.04.2026**

Narinder Singh

... Petitioner

Versus

Amarjit Singh and another

... Respondents

**CORAM: HON'BLE MR. JUSTICE VIKRAM AGGARWAL**

Present: Mr. Rohit Sapehiya, Advocate, for  
Mr. Rai Singh Chauhan, Advocate,  
for the petitioner.

Mr. Kripal Singh, Advocate,  
for respondent No.1.

Mr. Somesh Gupta, Sr. Panel Counsel,  
for respondent No.2-UI.

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**VIKRAM AGGARWAL, J. (ORAL)**

The instant contempt petition preferred under Sections 10 and 12 of the Contempt of Courts Act, 1971, alleges disobedience of the order dated 14.09.2024 (Annexure P-4) passed by the National Lok Adalat, Ferozepur.

2. The petitioner instituted a suit for recovery of Rs.6,60,000/- against respondent No.1. The said suit was dismissed vide judgment and decree dated 01.12.2022 passed by the Court of Civil Judge (Sr. Division), Ferozepur. However, the appeal against the said decision was accepted vide judgment and decree dated 07.12.2023 passed by the Court of District Judge, Ferozepur.

3. In the execution filed by the petitioner, a statement was given by the respondent/Judgment Debtor, on the basis of which, the execution petition was disposed of and the following order was passed:-

**“File is taken up in National Lok Adalat. JD has  
already has made a statement that he is retired on 30.09.2024,  
he has effected compromise with the decree holder Narinder**



Singh for an amount of Rs.6,50,000/-. He have no objection if an amount of Rs.6,50,000/- may be deducted from his service/retiral benefits. He is government employee in Railway Department as Helper at Lohian Khas, District Ferozepur. His DDO authority is Senior DPO, Northern Railway, DRM Office Ferozepur. The above said amount may deducted from his service benefits and credited in the account of decree holder bearing account no.13411100000480, DCB Bank, Ferozepur City having IFSC Code no.DCBL0000134. He will submit the intimation to my DDO Authority/Intimation may be given to DDO regarding compromise.

Decree holder has already made a statement that he has heard the statement of JD and he agrees with the same. So, in view of that, intimation may be given to DDO authority regarding compromise. So, in view of the that, he withdraws the present execution application being compromised for the time being. In view of the statement, intimation be sent to the drawing and disbursing authority of JD to an amount of Rs.6,50,000/-from the service/retrial benefits of JD as per his statement.

Keeping in view of the statements, present execution application is dismissed as withdrawn. File be consigned to Judicial Record Room, Ferozepur.”

4. The grievance of the petitioner is that despite the statement having been given, the requisite amount has not been deducted by the drawing and disbursing authority.

5. The stand taken by respondent No.2 in its reply is that a number of cases are pending against respondent No.1, in which, various orders have been passed. It has been averred that recovery of Rs.16,90,980/- is pending against respondent No.1 in various cases, whereas the amount available in the account is Rs.11,01,048/-. Paragraphs 4 to 7 of the said reply state as under:-

“4. That 03 court cases are pending against this employee regarding recovery. In the case titled as Harmesh Chand Vs Amarjit Singh EXE/149/2024 pending in Court of Sh. Gurmeet



Tiwana, Ld. Civil Judge. Senior Division. Ferozepur, the Hon'ble Court passed following order on 15.02.2024. "Disbursing Authority of JD to attach 1/3rd salary of JD and after deducting, the same may be credited in the above said account is moved. In view of the averments made in the application, let intimation be sent to the drawing and disbursing authority of JD to deduct the 1/3rd salary of JD and after deducting the same to credited in the account bearing no. 24380000100090829". Copy of the Court Order dated 15.02.2024 is enclosed as Annexure R-2/1.

5. That in compliance with the above said Court Order, recovery of 1/3 salary was initiated and Rs. 3,25,600/- already stands recovered. The balance amount of Rs. 3,30,980/- is yet to be recovered. Now, in this case. department officials are also facing contempt for not releasing the remaining amount.

6. That Similarly, one Parkash Kaur has filed a case against Sh. Amarjit Singh, NACT-120-21 and in that case, the following Court Order dated 10.02.2021 was passed by Sh. Gaurav Kumar Sharma, Ld. Judicial Magistrate 1<sup>st</sup> Class, Ferozepur:

"The Drawing and Disbursing Officer of accused (Senior Finance Manager, DRM Office, Northern Railway Ferozepur) is directed to ensure compliance of this order. An amount of Rs 12,000 per month as interest be deducted from the salary of accused Amarjeet Singh son of Manohar Lal posted as MCM - 1, SSE/TL at Northern Railway, DRM office, Ferozepur, Cantt. and same be credit it in the account of complainant bearing account no. 30858143905, State Bank of India, Church Road, Ferozepur Cantt. IFSC code-SBIN0000640. Senior Divisional Finance Manager, DRM office, Northern Railway Ferozepur is also directed to deduct the principle amount of Rs. 7,00000 from the retiral benefits of accused Amarjit Singh son of Manohar Lal posted as MCM -1, SSE/TL at Northern Railway, DRM Office, Ferozepur Cantt. at the time of his retirement and credit it in the above said account of complainant".

Court Order is enclosed as Annexure R-2/2.



7. That in the present case, the recovery is Rs. 6,50,000/-. Thus, the total recoveries are Rs. 16,90,980/-. Whereas, total amount pending lying with the department is as follows:-

His total Settlement dues pending with railway: -

|   |                                      |                    |
|---|--------------------------------------|--------------------|
| A | Death cum Retirement Gratuity (DCRG) | -11,40,975/-       |
| B | <u>Railways Recoveries</u>           | <u>-2,82,362/-</u> |
| C | Net Payable DCRG (A-B)               | -8,58,613/-        |
| D | leave Encashment                     | -1,89,263/-        |
| E | <u>Group Insurance Scheme</u>        | <u>-53,172/-</u>   |
| F | Net Payable Retirement Dues (C+D+E)  | -11,01,048/-       |

As per rule, recovery may be made from DCRG only.”

6. That being so, no willful disobedience of the order in question is found. Accordingly, the instant contempt petition stands dismissed. However, the petitioner shall be at liberty to avail all such remedies as shall be admissible in law for the recovery of the decretal amount.

7. Pending application(s), if any, also stands disposed of.

( VIKRAM AGGARWAL )  
JUDGE

April 23, 2026  
Rajan

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