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IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

COCP-305-2022 (O&M)  
Date of decision: 24.09.2025

KAILASH DUA AND ANR

..Petitioners

Versus

AJAY SHARMA AND ORS

..Respondents

CORAM: HON'BLE MRS. JUSTICE SUDEEPTI SHARMA

Present: Mr. R.K. Arora, Advocate  
Mr. Prabhat Kashyap, Advocate  
Mr. J.S. Bhogal, Advocate  
for the petitioners.

Mr. Ravneet S. Joshi, DAG, Punjab.

Mr. I.S. Sidhu, Advocate  
for respondent No.5

**SUDEEPTI SHARMA, J. (Oral)**

1. The contempt petition has been filed for deliberate and intentional disobedience of order dated 12.10.2018 passed in CWP-11838-2015.
2. The relevant para of order dated 12.10.2018, is reproduced as under:-

*“In view of above, the present civil writ petition is allowed.*

*The impugned Memo dated 25.02.2014 (Annexure P-13) is held to be not applicable to the case of the petitioners so as to deny them benefit of annual increments already earned by them as per prevalent instructions during the period of their extension in service. The memo dated 15.01.2015 (Annexure P-14) is also set aside. The respondents are directed to restore two*



*annual increments to the petitioners with all consequential benefits. The needful be done within a period of two months from the date of receipt of certified copy of this order.”*

3. Learned counsel for respondent No.5 contends that in compliance of order dated 12.10.2018, affidavit of Mr. Hoveyda Abbas, Pr. Accountant General (A&E), Punjab, Sector 17, Chandigarh, dated 29.07.2022 along with Annexure R5/1, Annexure R5/2 and Annexure R5/3 has already been filed in the registry, which is taken on record.

4. The relevant paras of affidavit dated 29.07.2022 are reproduced as under:-

*“4. That as to the compliance of the order dated 12/10/2018 passed in the above mentioned writ petition, it is submitted that the petition of COCP was received in the office of the deponent on 18/02/2022 regarding revision of pension case for counting of two annual increments for two years extension in service given to the petitioner in terms of Government instructions, whereby similar benefits have been granted to the similarly situated employees.*

*5. That it is submitted that the revised pension case of Smt. Kailash Dua was returned by the office of the deponent vide letter no. PEN-4/K- 1/2014-15/2686-88 dated 10/02/2022, raising some observations. Copy of the letter dated 10/02/2022 is Annexure R-5/1. Thereafter, in response to the letter dated 10/02/2022, the revised pension case of the petitioner, Smt. Kailash Dua, has been received in the office of the deponent vide Memo no. 3/163-2010services-3(6)/202253765-66 dated 08/03/2022. Translated copy of the Memo, dated 08/03/2022 is Annexure R-5/2.*



6. *That on receipt, the revised pension case of the petitioner whereby the observations vide Annexure R-5/1, the pension case was finalized by the office of the deponent vide letter no. 2851-53 dated 08/03/2022 same day. Copy of the letter dated 08/03/2022 is Annexure R-5/3.*

7. *That in view of the above submissions the revised pension of the petitioner, Smt. Kailash Dua, stands finalized and no further action is pending thereon by the office of the deponent.”*

5. A perusal of affidavit dated 29.07.2022 shows that order dated 12.10.2018 passed in CWP-11838-2015, has been complied with. This fact is not disputed by learned counsel for the petitioner.

6. In view of the above, contempt is purged and rule is discharged.

7. Needless to say that liberty is however granted to the petitioner to avail the remedy as is available to him in accordance with law with regard to subsequent any other relief.

8. All the pending miscellaneous applications, if any, are also disposed of.

**September 24<sup>th</sup>, 2025**

*Ayub*

**(SUDEEPTI SHARMA)  
JUDGE**

*Whether speaking/reasoned* : *Yes/No*

*Whether reportable* : *Yes/No*