

COCP No.2126 of 2020

Date of Decision : 13.01.2021

Amrik Singh

...Petitioner

**Versus**

Dilraj Singh and others

....Respondents

**Coram : Hon'ble Mr. Justice B.S. Walia**

Present : Mr.Sharwan Sehgal, Advocate for the petitioner.

Mr. ADS Jattana, Advocate for the respondents.

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**B.S. Walia, J. (VC)**

1. Case is being taken up for hearing through Video Conferencing due to the outbreak of Covid-19 pandemic.

2. Learned counsel contends that despite order dated 12.12.2019 in CWP No.9455 of 2019 to decide the claim of the petitioner qua pensionary benefits within 02 months from the receipt of representation and in case, there was no impediment for the release of the same to release the pensionary benefits within a period 01 month, thereafter, no decision was taken by the respondents, therefore, the instant contempt petition was filed.

3. However, learned counsel contends that order dated 01.10.2020, passed by the respondents, releasing a sum of Rs.10 lakhs on account of gratuity, while withholding the other pensionary benefits has been furnished to him by the learned counsel for the respondents and in view thereof, he may be permitted to withdraw the contempt petition, with liberty to challenge order dated 01.10.2020 qua rejection of the other claims, by way of appropriate proceedings, in accordance with law.

4. In view of the statement of learned counsel for the petitioner, the contempt petition is ***dismissed as withdrawn*** with the liberty, as prayed for.

**(B.S. Walia)**  
**Judge****January 13, 2021**

'Rajneesh'

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