

COCP No. 1399 of 2019

DECIDED ON: SEPTEMBER 24, 2019

DILBAGH SINGH AND OTHERS

.....PETITIONERS

VERSUS

KARNESH KUMAR AND OTHERS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. Suram Singh Rana, Advocate
for the petitioners.

Ms. Deepali Puri Sandhu, Addl. AG, Punjab.

Mr. Sanjeev Soni, Advocate

AVNEESH JHINGAN, J (ORAL)

This contempt petition has been filed pleading wilful disobedience of order dated 21.03.2017 passed in CWP No. 5373 of 2017.

The operational part of the order is reproduced below:

" I have heard learned counsel for the petitioners and in view of the limited prayer, without going into the merits of the case, this petition is being disposed of by directing the respondents-Department to consider the claim of the petitioners in terms of the legal notice 03.11.2016 (Annexure P- 8) served upon them by passing a speaking order, preferably, within a period of three months from the date of receipt of certified copy of this order.

Needless to say, if there is any merit in the claim raised, the necessary relief be granted to them within a period of two months thereafter.

The petition stands disposed of in the above-said terms."

Learned State counsel has filed compliance report by way of an affidavit of Komal Mittal, Commissioner, Municipal Corporation, Amritsar. Same is taken on record and copy handed over to counsel for the petitioner. Alongwith the compliance report, an order dated 29.07.2019 as well as details with regard to each petitioner mentioning the period and the amount have also been annexed.

Learned counsel for the petitioners submits that though the decision on the legal notice has been taken and details have been supplied but the amounts deposited in the General Provident Fund (GPF) have not been correctly calculated. He seeks permission to avail remedy in accordance with law.

In view of above, no cause of action survives for pursuing the contempt petition.

Disposed of as infructuous with liberty as prayed for.

Rule issued against the respondents stands discharged.

SEPTEMBER 24, 2019
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(AVNEESH JHINGAN)
JUDGE

Whether speaking/reasoned *Yes/No*
Whether reportable *Yes/No*