

DB Civil Msc. Application 494/2012

Date or order : 30.9.2013

Hon'ble Mr. Justice Ajay Rastogi
Hon'ble Mr. Justice JK Ranka

Mr. Virendra Lodha, Sr. Adv. with
Mr. Ankit Jain, for applicant - JVNL.
Mr. Rajendra Soni, for appellants.

The matter has come up before the Court on a misc. application filed by the applicant - Jai pur Vidyut Vitrani Nigam Ltd. seeking certain clarification in the judgment dt. 18.11.2010 in Special Appeal (Writ) No. 309/2002. At the same time, the widow filed contempt petition since order of this Court was not complied with by the applicant and the reason appears to be their application seeking clarification remaining pending in this Court.

During pendency of misc. application this Court was informed that one dependent of the deceased was given compassionate appointment on the post of Assistant Gr. I vide order dt. 16.5.2013 and as regard retiral benefit which the widow was entitled for in terms of judgment of this Court order has been issued from the office of the applicant dt. 14.8.2013 and computation has also been made after due fixation vide subsequent order dt. 26.8.2013.

Mr. Lodha on instructions submits that actual payment which the widow is entitled for in terms of order referred to shall be made within a period of two weeks.

Mr. Soni after seeking instructions from his

client submits that the order of this Court has been substantially complied with and they do not want to continue the contempt proceedings any further.

Accordingly, misc. application stands disposed of and keeping in view the instructions of the applicant Jai pur Vidyut Vitranc Nigam Ltd. of making actual payment in terms of order dt. 14.5.2013 & 26.8.2013 be made within a period of one month from today, the contempt petition accordingly dismissed and contempt notices stands discharged.

Copy of this order may be placed in the file of the contempt petition also.

[JK Ranka) , J.

[Ajay Rastogi] , J.

dsr / -

"All corrections made in the judgment/order have been incorporated in the judgment/order being emailed"

Datar Singh
P.S.



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