

IN THE HIGH COURT OF HIMACHAL PRADESH,
SHIMLA.

COPC No. 66 of 2012.

Decided on: 11th May, 2012.

Garib Dass son of Sh. Harkhu Ram, resident of village Sadwan, PO Sadwan, Tehsil Nurpur, Distt. Kangra, H.P. (Ex-driver, retired from Rampur Depot of HRTC.)

.... Petitioner.

Versus

1. Shri Dharuv Vashisht, Managing Director, HRTC, Shimla-1, HP.
2. Shri A.P. Nadda, Divisional Manager, HRTC Division, Shimla, H.P.

.....Respondent(s)

Coram

The Hon'ble Mr. Justice Kurian Joseph, Chief Justice
The Hon'ble Mr. Justice Dharam Chand Chaudhary, Judge.

For the Petitioner : Mr. R.L. Chaudhary, Advocate.

For the Respondents : Mr. Adarsh Sharma, Advocate.

Justice Kurian Joseph, C.J. (Oral)

The complaint is that judgment dated 4.7.2011 in CWP No. 2930 of 2008 has not been complied with so far. Mr. Adarsh Sharma, learned counsel for the respondents submits that direction has already been issued by the Managing Director to the Regional Manager, HRTC, Rampur to comply with the judgment in letter and spirit. It is seen that the communication was issued on 5th September, 2011 and no action has been taken so far. Learned counsel points out that the delay is only on account of difficulty to trace the old records. Now, it is more than 6 months even after the direction by the Managing Director. There will be a direction to the second respondent to see that the eligible benefits are disbursed to the petitioner positively within a month from

today and if not the petitioner will be entitled to interest @ 18% from the date of the judgment and the second respondent will be personally liable for the same.

2. Subject to the above direction and in view of the apology tendered through Mr. Adarsh Sharma, learned counsel, COPC is dismissed. Rule is discharged.

Authenticated copy.

(Justice Kurian Joseph),
Chief Justice

11th May, 2012.
(tr)

(Justice Dharam Chand Chaudhary),
Judge.