

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

#38

+ **CONT.CAS(C) 855/2011**

MUKESH KUMAR BHATIA Relator
Through **Mr. Pankaj Sinha, Advocate.**
versus

G.S. PATNAIK & ORS. Alleged contemnor
Through **None.**

CORAM:
HON'BLE THE ACTING CHIEF JUSTICE
HON'BLE MR. JUSTICE RAJIV SAHAI ENDLAW

ORDER
24.11.2011

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This contempt petition is filed alleging that the respondents have violated the order dated 17.3.2011 passed in CM No.3738/2011 in WP(C) No.1769/2011. The following order was passed in the said CM:

“This is an application for stay. Having heard Mr. Pankaj Sinha, learned counsel for the petitioner and Mr. Arun Birbal and Mr. B.V. Niren, learned counsel for respondent Nos.1 and 2 and 3 respectively, it is directed that any promotion shall be subject to the result of this writ petition and equity shall be worked out at that stage.

The application is accordingly disposed of.”

It is clear from the above that no orders restraining the respondents from making promotions were passed and it was directed that any promotion made in the meantime will be subject to the result of the writ petition and equity shall be worked out at that stage.

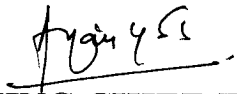
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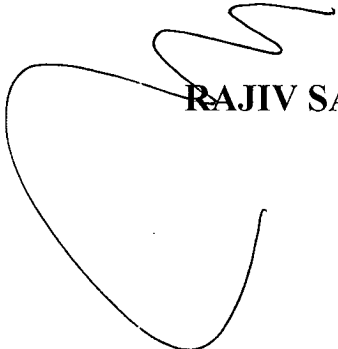
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Therefore, the order passed by the respondents making promotions is not in violation of the aforesaid order. However, we agree with the contention of learned counsel for the petitioner that the promotees should be informed about the aforesaid order and the promotion order should have contained stipulation to the effect that the promotion was subject to the result of the writ petition. We direct the Respondents to intimate the same to the promotees by issuing a corrigendum.

With this direction, this contempt petition is disposed of.


ACTING CHIEF JUSTICE

NOVEMBER 24, 2011
dk


RAJIV SAHAI ENDLAW, J