

Court No. - 9

Case :- CONTEMPT APPLICATION (CIVIL) No. - 7860 of 2023

Applicant :- Dr. Sanjeev Kumar Chawla

Opposite Party :- Dr. Deepa Tyagi, Presently Posted As
Director General Medical Health Service

Counsel for Applicant :- Dhiraj Singh

Hon'ble Rohit Ranjan Agarwal,J.

The writ Court on 02.02.2023 in Writ-A No. 21169 of 2022 passed the following order;

"Heard Sri Samarath Singh, learned counsel for the petitioner and Ms. Neetu Singh, learned Standing Counsel for the State-respondents.

By means of the instant writ petition, the petitioner seeks the benefit of Assured Career Progression (ACP).

It is urged that the petitioner has already escalated the matter before the authority concerned by moving representation dated 20.10.2022, a copy of which has been brought on record as Annexure-3 to the writ petition, however the same has not yet been decided.

Considering the submission of the learned counsel for the petitioner and the averments made in the writ petition, the issue as to whether the petitioner is entitled to the aforesaid benefit as claimed in his representation, is to be considered and decided by the authority concerned. Accordingly, at this stage this Court is not inclined to call for counter affidavit rather is of the opinion that ends of justice can be met by directing the respondent no.2 to consider and decide the pending representation of the petitioner in light of the relevant record and Rules and Regulations as applicable, by a reasoned and speaking order, preferably within a period of six weeks from the date an authenticated copy of this order is placed before the authority concerned and intimate the same to the petitioner.

It is made clear that this Court has not examined the claim of the petitioner on merit, which shall be considered and decided by the authority concerned in accordance with law.

With the aforesaid, the petition is disposed of."

A compliance affidavit has been filed today which is taken on record.

Learned Standing Counsel states that the representation of the applicant has been decided by the opposite party on 13.06.2023, copy of which has been brought on record as annexure No. 1 to

the affidavit of compliance.

In view of the said fact as the order of writ Court has been complied by the opposite party, no case for contempt is made out.

Contempt application stands dismissed.

Contempt notice stands discharged.

File consign to record.

Order Date :- 14.12.2023

Shekhar