

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

LPA No. 537 of 2015 (O&M)

DATE OF DECISION : 16.07.2015

Gurcharan Singh

.... APPELLANT

Versus

Jagjit Singh and another

.... RESPONDENTS

CORAM :- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present : Mr. A.S. Syan, Advocate, for the appellant.

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SATISH KUMAR MITTAL, J. (Oral)

This intra-court appeal under Clause X of the Letters Patent has been filed against the order dated 10.07.2013 passed by the learned Single Judge, whereby the contempt petition (COCP No.1599 of 2012 arising out of CWP No. 6453 of 2012) filed by the appellant has been dismissed.

There is delay of 552 days in filing the instant appeal and the appellant has filed application (CM No. 1084-LPA of 2015) for condoning the said delay. After hearing learned counsel for the appellant, we do not find any sufficient ground to condone the said long delay in filing this appeal. It has been stated that against the impugned order, the appellant had inadvertently approached the Supreme Court by filing SLP, which has been dismissed as withdrawn vide order dated 21.11.2014 (Annexure A-11) with liberty to seek such remedy as may be available to him in accordance with

law.

We have also gone through the impugned order dated 10.07.2013 passed by the learned Single Judge.

The learned Single Judge has come to the conclusion that since the appellant had not appeared for the physical test, therefore, there is no violation of the direction issued by this court. Initiation of contempt proceedings is a serious issue. If the court is satisfied that the respondents have not committed any violation of the order passed by the court, as the appellant himself did not appear for the selection process, the contempt proceedings cannot be initiated. Thus, we do not find any illegality in the order passed by the learned Single Judge.

No merit. Dismissed.

(SATISH KUMAR MITTAL)
JUDGE

July 16, 2015
ndj

(HARINDER SINGH SIDHU)
JUDGE