

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH
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COCP No. 105 of 2015 (O&M)

Date of Decision: 26.07.2016

Daljit Singh

.....PETITIONER

VERSUS

Shri Balbir Singh Dhol

..RESPONDENT

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

**Present: Mr. Paramjit Singh Thiara, Advocate,
for the petitioner.**

**Mr. Nilesh Bhardwaj, Deputy Advocate General, Punjab,
for the State.**

AUGUSTINE GEORGE MASIH, J (ORAL)

Petitioner has approached this Court with a grievance that the order dated 31.07.2014 (Annexure P-1) passed by this Court in CWP No. 20584 of 2013 has not been complied with rather violated as his juniors have been retained.

In the additional affidavit, which has been filed by the respondents, the position has been clarified, according to which since the petitioner is not an ITI Diploma holder in the relevant field and, therefore, is not eligible for consideration for promotion. It has further been stated that Amarjit Singh and Tarvinder Kumar, who are juniors to the petitioner and similarly placed, were reverted on reviewing the claim, as per the affidavit which has been filed in the writ petition preferred by the petitioner. Since they were qualified and none of the persons, who were junior to them in the

respective field, was holding the post, who was not promoted, was available, they have been retained. It has further been pointed out that qua these two persons, namely, Amarjit Singh and Tarvinder Kumar, they have approached this Court by filing writ petitions where interim order has been passed in their favour, according to which they are continuing on their respective posts.

In view of the above facts and circumstances, it cannot be said that the order dated 31.07.2014 (Annexure P-1) has not been complied with by the respondents. As of now the present contempt petition does not survive.

Disposed of as such.

July 26, 2016
pj

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned: Yes

Whether reportable: No