

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

C.O.C.P. No.2439 of 2016 (O&M)

Date of Decision: 02.02.2017

Ram Singh and others

..... Petitioners

Versus

R.S.Kharb, IAS, Director, Elementary Education, Haryana

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Chandra Sekhar, Advocate for the petitioners.

Ms. Shubhra Singh, Additional Advocate General, Haryana
for the respondent/contemner.

JASWANT SINGH, J. (Oral)

This Court, while issuing notice of motion, passed the following
order:-

“ It is the contention of the learned counsel for the petitioners that the claim of the petitioners for grant of stepping up of pay equivalent to that of their juniors has not been granted despite a direction issued by this Court vide order dated 04.04.2012 in CWP No. 6496 of 2012 titled as Karan Singh and others vs. State of Haryana and others, to consider and decide the legal notice dated 28.01.2011 within a period of three months from the date of receipt of certified copy of the order. In case of acceptance of the claim, the consequential benefits, if any, were to be released to the petitioners within a further period of two months. The certified copy of the order was served upon the respondent on 08.05.2012 but despite that, the relief has not been granted except to Karan Singh, who filed COCP No. 231 of 2014 and the same was disposed of as infructuous when the claim was accepted on 29.01.2015. Counsel, thus, contends that the respondent has rendered himself liable for initiating the contempt proceedings against him under the Contempt of Courts Act, 1971.

Let notice be issued to the respondent, for 02.02.2017, to show cause as to why proceedings for contempt be not initiated against him for non-compliance of the order passed by this Court.

Reply/compliance report to the contempt petition be filed within a period of six weeks' from the date of receipt of notice with an advance copy to the counsel for the petitioners.

In case the reply is not filed within the time stipulated, the same shall be received by the Registry on payment of ₹10,000/- as costs to be deposited in the account of Lawyers Welfare Fund, High Court.

*Copy of the contempt petition be supplied to Mr. Manoj Kumar Sangwan, Deputy Advocate General, Haryana, during the course of the day under proper receipt for appropriate action. Copy of the order be given **dasti** to the State counsel under signatures of the Bench Secretary of this Court.*

Copy of this order be also sent along with the notice to respondent for information and compliance. ”

At the time of hearing, learned Counsel for the petitioners submits that the aforesaid directions have since been complied with.

In view of the statement made by learned Counsel for the petitioners, no further action is warranted.

Accordingly, the present contempt petition stands dismissed as infructuous.

February 02, 2017

Gagan

**(JASWANT SINGH)
JUDGE**

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>