

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

**C.O.C.P. No.2804 of 2015
Date of Decision: 20.02.2017**

Jagdish Kumar Jindal

..... Petitioner

Versus

Sh. Roshan Sunkaria, IAS, Principal Secretary, Department of Higher Education, Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Nikhil Sharma, Advocate for the petitioner.

Mr. Anant Kataria, Deputy Advocate General, Punjab
for the respondents/contemners assisted by Sh. Sukhdev Singh,
Senior Assistant, O/o Principal Secretary, Higher Education, Pb.

JASWANT SINGH, J. (Oral)

The petitioner joined Govt. Brijindra College, Faridkot as Lecturer (Political Science) on 12.04.1980 and after serving continuously till 29.02.2012, superannuated from the post of Assistant Professor. He had filed CWP No.13392 of 2012 for quashing the order dated 16.04.2012, wherein the representation of the petitioner has been rejected, as also seeking direction to the respondents to promote him as Principal of the Government College as per his service record from the date, his juniors were promoted. The said petition was disposed of vide order dated 01.04.2015 (**Annexure P-1**), quashing the impugned order dated 16.04.2012, with a direction to the respondents to consider the ACRs of the petitioner for the years 2005-06, 2006-07 and 2007-08 objectively for the purpose of consideration of his case for promotion to the post of Principal. The said exercise was ordered to be completed by the respondents within a period of three months from the date of receipt of certified copy of the order. Since the needful was not done, hence the present

contempt petition.

At the time of hearing, reply by way of short affidavit dated 16.02.2017 of Dr. Roshan Sunkaria, Principal Secretary, Deptt. of Higher Education, Punjab has been filed, which is taken on record. Copy of the same has been supplied to learned opposite Counsel.

In the reply, it is submitted that the the petitioner has been promoted to the post of Principal w.e.f. 29.09.2011 on notional basis vide order dated 13.02.2017 (**Annexure R-1**).

Learned Counsel for the respondents submits that the aforesaid directions passed by this Court have since been complied with.

In response, learned Counsel for the petitioner concedes that the present petition has become infructuous as the grievance of the petitioner stands redressed.

In view of the above, no further action is warranted.

Accordingly, the present contempt petition stands dismissed as infructuous.

February 20, 2017
Gagan

(JASWANT SINGH)
JUDGE

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