

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

101

**CM-15463-CII-2017 in/and
COCP No.885 of 2017
Date of decision: 27.07.2017**

Rohtash & others

....Petitioners

Versus

Navraj Sandhu & others

...Respondents

CORAM: HON'BLE MR. JUSTICE G.S.SANDHAWALIA

Present: Mr.P.S.Jammu, Advocate, for the applicant/petitioners.

G.S. SANDHAWALIA, J. (Oral)

CM-15463-CII-2017

Application for preponing the hearing of the contempt petition, is allowed and hearing of the case is preponed to today.

COCP-885-2017

Vide order dated 11.11.2016 (Annexure P-1), the petitioners were given the protection that they would not be replaced except by way of regular appointments. Resultantly, the present contempt petition has been filed, alleging that there is violation of the order dated 11.11.2016.

A perusal of the averments made in the petition would go to show that it has not been averred that another set of contractual employees have replaced the petitioners. The only allegation made is that respondent No.3 has not allowed them to rejoin. In the absence of any such specific directions having been issued in favour of the petitioners, the present contempt petition, thus, would not be maintainable, as there is no willful disobedience of the order dated 11.11.2016, as per the case of the petitioners themselves that nobody-else has replaced them on the same terms and conditions.

Resultantly, no case is made out for issuing contempt notice to the respondent and the present contempt petition is, consequently, dismissed in limine.

27.07.2017
Sailesh

**(G.S. SANDHAWALIA)
JUDGE**

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No