

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

**C.O.C.P. No.1074 of 2017 (O&M)
Date of Decision: 15.02.2018**

Raj Pal and another

..... Petitioners

Versus

A. Venu Parsad, Chairman and Managing Director,
Punjab State Power Corporation Ltd. (PSPCL), Patiala

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. H.C.Arora, Advocate for the petitioners.

Mr. RBS Chahal, Additional Advocate General, Punjab
for the respondent.

JASWANT SINGH, J. (Oral)

The petitioners had initially filed CWP No.1879 of 2012 seeking a direction to the respondents to consider them for appointment to the post of Lineman under the physically handicapped Category. The said writ petition along with other connected petitions (main petition CWP No.11219 of 2012) was dismissed vide order dated 08.07.2014 (**Annexure P-2**). Thereafter, only three appellants, namely, Pradip Kumar, Dilbagh Singh and Deepak Sharma had challenged the said order by filing LPA No.1772 of 2014 in CWP No.11219 of 2012, which was allowed by the Division Bench of this Court while setting aside the order passed by learned Single Judge, vide order dated 07.05.2015 (**Annexure P-1**) with the directions to the respondents to offer appointment to the appellants and other similarly placed differently-abled persons within two weeks from the date of receipt

of a certified copy of that order. The appellants were also ordered to be entitled to seniority and pay fixation notionally from the date other candidates were appointed though without payment of any backwages.

Since the needful was not done within the stipulated time, hence the present contempt petition.

Upon notice, reply on behalf of the respondent stands filed, wherein it is submitted that the department had challenged the aforesaid LPA by filing SLP No.16816 of 2015. The said SLP has been disposed of by Hon'ble Supreme Court with the clarification that the direction issued by the High Court will bind petitioners only in case such differently abled persons are similarly situated in all respects as the party respondents herein.

At the time of hearing, learned Counsel for the respondent submits that the present petition has become infructuous as the aforesaid directions stand complied with. This fact is not disputed by learned Counsel for the petitioners.

Accordingly, the present contempt petition is disposed of as infructuous.

February 15, 2018

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(JASWANT SINGH)
JUDGE

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