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

COCP No.347 of 2018 (O&M)

Date of Decision: 20.03.2018

SANJAY KUMAR RANA AND ANOTHER

..... Petitioners

Versus

**MR. AJOY KUMAR SINHA, FINANCIAL SECRETARY,
CHANDIGARH AND ANOTHER**

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Gurpreet Singh Dhillon, Advocate for the petitioners.

Mr. Manoj Bajaj, Additional Advocate General, Punjab.

Mr. Suvir Sehgal, Senior Standing Counsel
assisted by Ms. Nimrata Shergill, Advocate
for respondent No.1/UT.

Mr. Ashish Rawal, Advocate
for respondent No.2/MC, Chandigarh.

Mr. Shubham Kaushik, Advocate for
Mr. Narinder Singh, Advocate
for the applicant (in CM-2819-CII-2018).

JASWANT SINGH, J. (ORAL)

The four petitioners upon their transfer from Chandigarh Administration stand absorbed on various Class-III posts with the Municipal Corporation, Chandigarh. They have filed *CWP No.13678 of 2010*, assailing the action of the respondents in permitting fresh options to be undertaken by the employees of the Chandigarh Administration for their transfer and

subsequent absorption with the Municipal Corporation, Chandigarh, whereby their seniority could be effected. In the said petition, an interim order dated 04.08.2010 (**Annexure P-1**) was passed, whereby the receiving of the options was permitted, however, no final decision upon the same was required to be taken.

The present contempt has been filed upon the inclusion of such employees having opted after the year 2010 being included and shown in the tentative seniority lists of Class-III employees. It was urged that by their inclusion in the seniority list, the interim directions dated 04.08.2010 stood violated.

Upon notice, separate replies on behalf of the respondents have been filed today in Court, the same are taken on record. In the replies, it is stated that the tentative seniority list dated 23.01.2018 (**Annexure P-4**) by which the petitioners were aggrieved, has been withdrawn vide letter dated 07.02.2018 (**Annexure R-1/1**) by the Municipal Corporation, Chandigarh, therefore, no cause of action survives in the present contempt petition.

In view of the above, no further action is warranted in the present contempt petition, the same is **dismissed**.

Since the main petition has been decided, therefore, no orders are required to be passed in the pending miscellaneous application(s), if any.

March 20, 2018

(JASWANT SINGH)
JUDGE

'Rajneesh'

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No