

\$~14 & 15

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ CONT.CAS(C) 708/2018

SANJEEV KUMAR SINGH

..... Petitioner

Through: Mr. A.K. Seth, Mr. Chinmaya Seth
and Mr. Ekansh Mishra, Advocates.

versus

HIMANSHU GUPTA

..... Respondent

Through: Mr. Arun Bhardwaj, CGSC with
Mr. Nikhil Bhardwaj, Mr. Shashwat
Sharma and Mr. Prateek Rai,
Advocates.

AND

+ CONT.CAS(C) 732/2018

OM PRAKASH SINGH

..... Petitioner

Through: Mr. A.K. Seth, Mr. Chinmaya Seth
and Mr. Ekansh Mishra, Advocates.

versus

HIMANSHU GUPTA

..... Respondent

Through: Mr. Arun Bhardwaj, CGSC with
Mr. Nikhil Bhardwaj, Mr. Shashwat
Sharma and Mr. Prateek Rai,
Advocates.

CORAM:

HON'BLE MR. JUSTICE VIPIN SANGHI

HON'BLE MR. JUSTICE A. K. CHAWLA

ORDER

29.10.2018

%

We have heard learned counsel.

The petitioners preferred the contempt petitions alleging non-

Signature Not Verified

Signing Date: 18.01.2025 17:29:15
Certify that the digital and physical file have
been compared and the digital data is as per
the physical file and no page is missing.

3

compliance of the order dated 29.11.2016 made by the Division Bench ordering that the impugned order of the Central Administrative Tribunal, Principal Bench, New Delhi should be complied with. The petitioners allege non-compliance of the said order on the premise that though their cases were considered by the review DPC, the sealed cover procedure has been followed. Their submission is that since the respondents had not issued any charge-sheet on the date when the original DPC met, the sealed cover procedure could not have been adopted in holding the review DPC.

In our view, since the review DPC considered the candidature of the petitioners, it cannot be said that there is no compliance of the Tribunal's order dated 29.11.2016. It is a different matter that the consideration of the petitioners has been placed in sealed covers. In case the petitioners are aggrieved by the adoption of the sealed cover procedure on any ground, it is open to them to agitate their grievance separately before the Tribunal.

The petitions are accordingly dismissed.


VIPIN SANGHI, J


A. K. CHAWLA, J

OCTOBER 29, 2018

nn