

COCN No. 1262 of 2018
DECIDED ON: JULY 23, 2019

RAJAN TAH

.....PETITIONER

VERSUS

PRASHANT KUMAR GOYAL

.....RESPONDENT

CORAM: HON'BLE MR JUSTICE AVNEESH JHINGAN.

Present: Mr. Suneet Singh Deol, Advocate
for the petitioner.

Mr. Aditya Sharda, AAG, Punjab.

AVNEESH JHINGAN, J (ORAL)

The present contempt petition has been filed alleging wilful disobedience of the order dated 09.11.2017 passed by this Court in CWP No. 23176 of 2017. Operational part of the order is reproduced below:-

“Keeping in view the limited prayer of the petitioner, the present writ petition is disposed of with a direction to respondent No.2 to consider the representation of the petitioner dated 25.09.2017. In case the petitioner is found entitled against the vacant post, if any, and his merit is also found to be correct as mentioned in the petition, the necessary consideration be done within a period of four weeks from the date of receipt of certified copy of this order. In case the petitioner is found to be entitled for the relief sought in the representation, the same be granted within a period of two weeks thereafter.”

Learned State counsel has filed reply by way of an affidavit of

Parshant Kumar Goyal, IAS, Director Education Recruitment Directorate-cum-

Director General School Education, Department of School Education Punjab
SAS Nagar. Along-with reply an order 25.05.2018 has been annexed whereby
the claim of the petitioner has been rejected as he being lower in merit than the
last selected candidate.

In view of order dated 25.05.2018, learned counsel for the
petitioner submits that no cause of action survives in the present contempt
petition. However, he seeks liberty to avail remedy in accordance with law to
challenge the order dated 25.05.2018.

Disposed of as infructuous, with liberty as prayed for.

The Rule issued against the respondent stands discharged.

JULY 23, 2019
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(AVNEESH JHINGAN)
JUDGE

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