

COCP No. 2493 of 2018 (O&M)  
DECIDED ON: SEPTEMBER 18, 2019

JITENDER PAL

.....PETITIONER

VERSUS

DHANPAT SINGH CHIEF SECRETARY TO GOVERNMENT  
TRANSPORT DEPARTMENT HARYANA AND OTHERS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. Deepak K. Sharma, Advocate, for the petitioner.

Mr. Sandeep S. Mann, Sr. DAG, Haryana.

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AVNEESH JHINGAN, J (ORAL)

This contempt petition has been filed pleading wilful disobedience of order dated 13.10.2017 passed in CWP No. 23711 of 2017.

The operational part of the order is reproduced below:

" *In the circumstances, the present petition is disposed of with a direction to the respondents to consider the claim of the petitioners in terms of whatever be the prevailing position of law today after considering the effect of the order passed by the Supreme Court.*

*Since the main case has been decided, the pending civil miscellaneous application, if any, also stands disposed of."*

Petitioner filed another writ petition bearing CWP No. 16278 of 2018 raising the grievance that no order has been passed in compliance of the directions of this Court dated 13.10.2017. The said writ petition was dismissed as withdrawn with liberty to avail remedy of filing contempt petition.

Pursuant to notice of motion, respondents filed a reply dated 31.10.2018 annexing the order dated 22.03.2018 rejecting claim of number of persons, on the ground that they have failed to fulfill the conditions mentioned at serial Nos.4 and 5 in the offer letter. The name of the petitioner figures at serial no. 135.

In view of the reply filed, learned counsel for the petitioner submits that no cause of action survives for pursuing the contempt petition. However, he seeks liberty to avail remedy against the order dated 22.03.2018.

Disposed of as infructuous with liberty as prayed for.

Rule issued against the respondents stand discharged.

**SEPTEMBER 18, 2019**  
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**(AVNEESH JHINGAN)**  
**JUDGE**

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|-----------------------------------------|----------------------|
| <b><i>Whether speaking/reasoned</i></b> | <b><i>Yes/No</i></b> |
| <b><i>Whether reportable</i></b>        | <b><i>Yes/No</i></b> |