

COCN No. 3086 of 2018
DECIDED ON:DECEMBER 16, 2019

BALJIT SINGH

.....PETITIONER

VERSUS

SURESH KUMAR ARORA

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. J.S. Maanipur, Advocate
for the petitioner.

Ms. Samina Dhir, DAG, Punjab.

AVNEESH JHINGAN, J (ORAL)

The present petition is filed pleading wilful disobedience of the order dated 27.10.2017 passed in CWP No. 401 of 2011.

The petitioner was serving as Head Constable in Punjab Police. He was served with two charge sheets but later *de novo* inquiries were ordered. The orders dated 06.08.2010 and 30.09.2010 regarding *de novo* inquiries were challenged by the petitioner by filing a writ petition. The writ petition was allowed and the impugned orders were quashed. Petitioner was held entitled to any other service benefit that may have been denied to him only on account of passing of the orders dated 06.08.2010 and 30.09.2010.

There is no dispute that the needful has been done for the compliance of the directions of this Court. The only grievance is that the retrospective promotion given to the post of ASI was given notionally and thereafter, further promotion to the post of SI was not given.

The arguments raised is that the person junior to the petitioner were promoted earlier in time and given pay for the said period.

Learned State counsel submits that Mr. Ashok Kumar who was junior to the petitioner was promoted earlier in time is not correct as the said promotion was given considering his outstanding service. The said issue is also disputed by learned counsel for the petitioner.

The issues raised now give rise to a fresh cause of action.

As there is a substantial compliance of the directions of this Court, no further interference is called for in the contempt proceedings.

Disposed of.

Rule issued against the respondents stands discharged.

Petitioner would be at liberty to avail remedy in accordance with law for the redressal of surviving grievance.

DECEMBER 16, 2019
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(AVNEESH JHINGAN)
JUDGE

Whether speaking/reasoned ***Yes/No***
Whether reportable ***Yes/No***