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IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

COCP-3413-2018

DATE OF DECISION: 02.09.2019

SHYAM LAL

.. PETITIONER

VERSUS

SHRI D.S. DHESI AND ANOTHER

.. RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

**Present:** Ms. Ramandeep Kaur, Advocate and  
Mr. Ramesh Sharma, Advocate  
for the petitioner.

Mr. Apoorv Garg, DAG, Haryana.

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**AVNEESH JHINGAN, J. (Oral)**

The present contempt petition has been filed alleging wilful disobedience of the order dated 12.01.2018 passed by this Court in CWP No. 2564 of 2016. The writ petition was allowed and direction was given to official-respondents to undertake the determination of seniority etc. in the light of the observations made.

A short reply by way of affidavit of Lalit Siwach, IAS, Special Secretary to Government, Public Health Engineering Department, Chandigarh filed in Court, annexing the seniority list and promotion order, is taken on record. A copy of the same is handed over to learned counsel for the petitioner.

Learned counsel for the petitioner states that though no cause of action survives for pursuing the present contempt petition but there is a grievance with regard to the date from which the promotion has been given.

The contempt petition is disposed of as infructuous. There is fresh cause of action with regard to the date from which the petitioner is found entitled for promotion, the petitioner would be at liberty to avail remedies in accordance with law.

Rule issued against the respondents is discharged.

2<sup>nd</sup> September, 2019

*shabha*

(AVNEESH JHINGAN)  
JUDGE

*Whether speaking/reasoned* : *Yes/No*

*Whether reportable* : *Yes/No*