

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCN No. 3745 of 2018 (O&M)
DECIDED ON: SEPTEMBER 05, 2019

SALWINDER SINGH

.....PETITIONER

VERSUS

KRISHAN KUMAR AND ANR

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Ms. Maninder, Advocate for
Mr. Kusum Chopra, Advocate
for the petitioner.

Mr. Aditya Sharda, AAG, Punjab.

AVNEESH JHINGAN, J (ORAL)

The present contempt petition has been filed pleading wilful disobedience of the order dated 31.05.2018 passed in CWP No. 14358 of 2018.

The operational part of the order is quoted below:-

“ This petition is disposed of with a direction to the Promoting Authority to consider the legal notice dated 25.1.2018 (Annexure P-8) and by considering the case of the petitioner complaining he has been superseded when his juniors have been promoted as Principals on 27.2.2017. If the petitioner has wrongly been ignored as per the seniority, the Promoting Authority will supply reasons to the petitioner as to why he was not promoted and in case he was ignored by mistake, then the petitioner be considered for promotion from the date on which his juniors were promoted, without consequential benefits.

The consideration must take place within six weeks from the date of receipt of certified copy of this order. With this observation, the present petition is disposed of.”

Pursuant to the notice of motion, reply was filed annexing the order dated 26.11.2018. Learned State counsel submits that the claim of the petitioner has been rejected.

In view of above, learned counsel for the petitioner states that no cause of action survives for pursuing the present contempt petition. He further states that petitioner be granted liberty to avail remedy in accordance with law against the order dated 26.11.2018.

Disposed of as infructuous. Petitioner would be at liberty to avail remedy in accordance with law to challenge the order dated 26.11.2018.

Rule issued against the respondents stand discharged.

SEPTEMBER 05, 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>