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**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**CM No.12623-CII of 2019 in/and
COCP No.706 of 2018 (O&M)
Date of Decision: 03.07.2019**

Sanjeev Kumar Garg

Petitioner

Versus

P.K. Das, IAS, Addl. Chief Secretary to Government of Haryana,
Power Department, Chandigarh and others.

Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Arvind Seth, Advocate
for the petitioner.

Mr. B.R. Mahajan, Senior Advocate with
Mr. R.S. Longia, Advocate
for the respondents.

AVNEESH JHINGAN, J (Oral):

CM No.12623-CII of 2019:

The present application has been filed to place on record
the replication to written statement filed by the respondents.

For the reasons mentioned in the application, replication
to written statement filed by the respondents is taken on record.

CM stands disposed of.

COCP No.706 of 2018:

The present contempt petition has been filed pleading
intentional disobedience of interim order dated 06.03.2017 passed
in LPA No.1515 of 2015.

Learned counsel for the respondents has filed the reply annexing final decision dated 09.08.2018 passed in LPA No.1515 of 2015. The operational part of the said order is reproduced below:

“As a result of the foregoing discussion, we pass the following order:-

- i) For the purpose of accelerated 12 ½% promotion to the post of Assistant Engineer as per amended Regulation 9(1)(b)(ii) of Punjab State Electricity Board Service of Engineers (Civil) Recruitment Regulations, 1965, as applicable to Haryana State Electricity Board, service of 5 years has to be counted from the date when Engineering Subordinate acquires A.M.I.E./B.E. Qualification.*
- ii) The ranking list shall be prepared for every year as on 1st January of every year in terms of clause 2 of Guidelines dated 20.10.1993 (Annexure P6).*
- iii) The promotions shall be made strictly in accordance with the said ranking list.*
- iv) The department shall prepare such list within 3 months from the date of receipt of a certified copy of the order and the follow up action shall be taken by undoing the wrong promotions made and making promotions in terms of finding recorded above.*
- v) Order dated 16.3.2016 and 30.5.2016 passed by Single Bench are set aside and order dated 22.7.2015 is upheld with above noted modifications. vi) All the contrary orders, guidelines or instructions so far as contrary to this judgment are quashed.*

All the LPAs are accordingly disposed of.”

Learned counsel for the respondents states that the LPA has been finally disposed of. Accordingly, necessary steps would be

taken with regard to grievance of the petitioner also.

In view of statement made by learned counsel for the respondents, no cause of action survives for the petitioner at this stage. The rule issued against the respondents is discharged.

The contempt petition is disposed of as having been rendered infructuous.

[AVNEESH JHINGAN]
JUDGE

July 03, 2019
pankaj baweja

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|-------------------------------|---|-----|
| 1. Whether speaking/ reasoned | : | Yes |
| 2. Whether reportable | : | No |