

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCP No. 471 of 2019

Date of decision: 26.8.2019

Hisham Singh and others

.. Petitioners

v.

Ananmd Mohan Sharan and another

.. Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. S. K. Malik, Advocate for the petitioners.
Mr. Sandeep S. Mann, Senior Deputy Advocate General,
Haryana.

...

AVNEESH JHINGAN, J. (Oral)

The present contempt petition has been filed pleading wilful disobedience of the order dated 1.10.2018 passed by this Court in CWP No. 25264 of 2018. The operative part of the said order is reproduced below:

“In view of the above, without adverting to the merits of the case, the present petition is disposed of with a direction to respondent No. 2-Engineer-in-Chief, Public Health Engineering Department, Haryana, Sector-4, Panchkula to consider and decide the legal notice dated 16.5.2018 (Annexure P-4) in the light of Annexures P-5 and P-6 within six weeks from the receipt of the certified copy of the order. In case, on consideration, the competent authority reaches to the conclusion that the benefit claimed by the petitioners is admissible to them, in such eventuality, the consequential relief be allowed to them, within a period of six weeks thereafter. However, in case the competent

authority feels that the relief claimed by the petitioners is not admissible or made out, in that case, a speaking order be passed in the matter.”

In pursuance to the notice of motion issued, reply dated 28.6.2019 was filed annexing orders dated 27.3.2019 and 25.6.2019, whereby claim of the petitioner has been rejected. It is stated that requisite benefit cannot be given at this stage as in similar case of **Narender Pal Singh Arya v. State of Haryana**, the Supreme Court has granted stay.

In view of the order passed, the contempt petition is disposed of as infructuous with liberty to the petitioners to file a fresh one in case cause of action survives after the decision of the Special Leave Petition.

(AVNEESH JHINGAN)
JUDGE

26.8.2019
mk

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No