

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCN No. 1454 of 2019

Date of Decision: 05.07.2019

Pushwinder Kumar

.....Petitioner

Versus

K.A.P. Sinha and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. B.K. Sharma, Advocate
for the petitioner.

Mr. Aditya Sharda, AAG Punjab.

AVNEESH JHINGAN, J.(oral)

This contempt petition has been filed for wilful disobedience of order dated 8.3.2019 passed in CWP No. 6281 of 2019

The operational part of the order is reproduced below:

"In the circumstances, I deem it appropriate to order that instead of issuing notice of motion to the respondents and receiving their reply, a direction deserves to go to the competent authority to consider the case of the petitioner for temporary promotion subject to outcome of the disciplinary case against Harshdeep Kaur. In case the petitioner is offered promotion as an ad- hoc measure. The Department would keep in view the exigencies of the administration. It may be recorded in the office orders in the event of promotion that the petitioner shall be liable to reversion. If the sealed cover on opening is found in favour of Harshdeep Kaur, then she can be promoted and the petitioner would then have no grievance against such action nor claim any rights from the arrangement, if made, meanwhile.

Accordingly, the petition is disposed of with a direction to the authority to consider the legal notice of the petitioner dated 30.01.2019 (Annex. P-7) within a week from the date of supply of a certified copy of this order."

As per the order, the legal notice was to be considered by the respondents within one week from supply of certified copy of the order. The copy of the order was sent on 28.3.2019. On 12.4.2019 learned counsel for the respondents took time to seek instructions qua the averments in the contempt petition.

Today learned State counsel on instruction from Ms. Surinder Kaur, Deputy Secretary (F&S) who is present in Court today and identified by the learned State counsel, states that the order dated 8.3.2019 has been complied with and after opening the sealed cover Ms. Harshdeep Kaur has been promoted. He further states that a decision has been taken on the legal notice of the petitioner on 30.6.2019 and the decision shall positively be communicated within two weeks from today.

Disposed of.

(AVNEESH JHINGAN)
JUDGE

05.07.2019
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Whether speaking/reasoned	Yes
Whether Reportable:	No