

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCN No. 1784 of 2019

Date of Decision: 29.08.2019

Dr. Shyam Sunder Ahuja

.....Petitioner

Versus

Dr. Rakesh Gupta

.....Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Anil Kumar Sharma, Advocate
for the petitioner.

Mr. S.S. Mann, Sr. DAG Haryana.

AVNEESH JHINGAN, J.(oral)

This contempt petition has been filed pleading wilful disobedience of order dated 20.8.2018 passed in CWP No. 20757 of 2018.

The operational part of the order is reproduced below:

"In view of the said fact, this petition is disposed of by giving direction to the respondents, especially respondent No.2-Director, Secondary Education, Haryana to look into the representation dated 29.05.2018 (Annexure P-3) and pass appropriate orders keeping in view the seniority list (Annexure P-2), in accordance with law, within a period of six months from the date of receipt of certified copy of this order."

Reply by way of affidavit of Mr. Ashok Kumar Sharma, Director Secondary Education Haryana, Panchkula, filed today in Court. Copy supplied to counsel for the petitioner. Along with reply an order dated 15.4.2019 has been annexed whereby the petitioner has been promoted as Principal w.e.f. 23.8.2007 and has been found entitled for notional pay fixation and benefit of seniority.

Learned counsel for the petitioner states that in view of order passed no cause of action survives for pursuing the present contempt petition. However, liberty is sought to avail remedy in accordance with law with regard to grievance surviving even after passing the order.

Disposed of as infructuous with liberty as prayed for.

Rule issued against the respondent stands discharged.

29.08.2019
reema

(AVNEESH JHINGAN)
JUDGE

Whether speaking/reasoned	Yes
Whether Reportable:	No