

COCN No. 3337 of 2019

DECIDED ON: NOVEMBER 18, 2019

KIRAN KANT SHARMA AND OTHERS

.....PETITIONERS

VERSUS

MAHAVIR SINGH AND OTHERS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. Talim Hussain, Advocate for
Mr. Sandeep Kumar Tada, Advocate
for the petitioners.

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

AVNEESH JHINGAN, J (ORAL)

A writ petition filed by the petitioners for stepping up their pay to the level of their juniors was disposed on 20.07.2017. A direction was issued to the respondents to take a decision on the legal notice dated 24.05.2017 in the terms of judgment of this Court rendered in CWP No. 11254 of 2010, titled as ***Neelam Rani vs. The State of Haryana and others;***, decided on 15.05.2013. It was further directed that in case the petitioners' case is not covered by the said judgment or any other judgment on the subject, detailed reasons would be given in the speaking order to be passed.

The present petition under Section 10 & 12 of the Contempt of Courts Act, 1971 is filed pleading that the needful has not been done by the respondents.

Learned State counsel has filed a short reply by way of an affidavit of Dr. Vandana Disodia, Additional Director Administration, Directorate of Elementary Education, Haryana, same are taken on record, copy handed over to the counsel for the petitioners. With the reply the orders dated 26.04.2018, 09.10.2018 and 07.10.2019 are annexed whereby the claim of the petitioners has been rejected.

Learned counsel for the petitioners submits that the claim of the petitioners has wrongly been rejected by the respondents.

The said aspect cannot be gone into in the contempt proceedings. The reasons are duly mentioned in the orders for rejecting the claim.

In view of above, present petition is disposed of with liberty to the petitioner to avail remedy in accordance with law against the orders annexed with the reply.

Rule issued against the respondents stands discharged.

NOVEMBER 18, 2019
sham

(AVNEESH JHINGAN)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>