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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COC-3681-2012
Date of decision: 15.11.2019

YADWINDER SINGH AND OTHERS

.. PETITIONERS

VERSUS

SHRI GURINDER SINGH SANDHU AND OTHERS

.. RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Ms. Neha Jain, Advocate for
Mr. K.S.Dadwal, Advocate
for the petitioners.

Ms. Deepali Puri, Addl. AG, Punjab.

AVNEESH JHINGAN, J. (Oral)

The present contempt petition filed under Section 12 of the Contempt of Courts Act, 1971 raising the grievance that the directions of this Court dated 02.08.2012, to decide the legal notice dated 04.05.2012 has not been complied with.

The facts in brief are that the petitioners who were holding the post of Agriculture Sub Inspectors in the Department of Agricultural, State of Punjab filed writ petition raising the grievance that they are not being promoted to the post of Agriculture Extension Officer against the 20% quota earmarked for them. The writ petition was disposed of with the direction to the respondent to decide the legal notice.

Reply dated 08.02.2013 was filed in the contempt proceedings annexing order dated 22.01.2013. In the order dated 22.01.2013, the claim of the petitioners was rejected by stating that the promotion cannot be given as there is

no provision of promotion in the Departmental Services Rules. The relevant portion is reproduced below:-

“That there is no provision of promotion from Agriculture Sub Inspectors to Agriculture Extension Officers in the Departmental Services Rules.”

Though it was observed that in order to find out the way to promote people like petitioners, the rules have to be prepared which have not yet been finalized.

In view of the fact that the claim of the petitioners has been rejected, no further interference is called for in the contempt petition. However, the petitioners would be at liberty avail remedies in accordance with law for redressal of the surviving grievance, if any.

15th November, 2019
shabha

(AVNEESH JHINGAN)
JUDGE

Whether speaking/reasoned : *Yes/No*

Whether reportable : *Yes/No*