

COCP No.2193 of 2020

Date of Decision : 16.10.2020

Deepika Khanna

...Petitioner

Versus

Dr. Mahavir Singh, IAS and another

....Respondents

Coram : Hon'ble Mr. Justice B.S. Walia

Present : Mr. Joy Preet Meelu, Advocate for the petitioner.

B.S. Walia, J. (VC)

1. Case is being taken up for hearing through Video Conferencing due to the outbreak of Covid-19 pandemic.

2. Prayer in the petition under Article 215 of the Constitution of India read with Section 12 of the Contempt of Courts Act, 1971, is for initiating proceedings against the respondents for willfully and intentionally disobeying order (Annexure P-1) dated 29.01.2020 passed in CWP No.25705 of 2018, in case titled as 'Deepika Khanna versus State of Haryana and another'.

3. Learned counsel contends that vide Order (Annexure P-1) dated 29.01.2020, CWP No.25705 of 2018, was allowed and the Haryana Staff Selection Commission was directed to recommend the name of the petitioner for appointment on the post of PGT (Geography) under ESM Category to the concerned department within 15 days of receipt of certified copy of the order whereafter appointment letter was to be issued to the petitioner within next 15 days but despite lapse of more than 9 ½ months, needful has not been done.

4. Notice to the respondents to show cause as to why proceedings under the

Contempt of Courts Act, 1971 be not initiated against them for non-compliance with Order (Annexure P-1) dated 29.01.2020 passed in CWP No.25705 of 2018, in case titled as 'Deepika Khanna versus State of Haryana and another.

5. Ms. Kirti Singh, DAG, Haryana, accepts notice on behalf of the respondents and on instructions states that needful could not be done due to the circumstances prevailing on account of Covid-19 pandemic but if 02 weeks more time is granted, needful would be done.

6. The same satisfies learned counsel for the petitioner who states that in view of the assurance to do the needful in a time bound manner he does not press the contempt petition at this stage.

7. Accordingly, in view of the statement of learned counsel for the parties, the Contempt Petition is ***disposed of*** as not calling for any orders, except for directing respondent No.2 to take action in terms of order (Annexure P-1) dated 29.01.2020 in CWP No.25705 of 2018 within 03 weeks from today and to issue appointment letter to the petitioner. However, it is made clear that in case the needful is not done within the stipulated period of time, the petitioner would be at liberty to move an application for revival of the Contempt Petition.

(B.S. Walia)
Judge

October 16, 2020

'Rajneesh-Amit'

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