

COCp-59-2020

Date of Decision: 28.03.2022

GaganParsad

...Petitioner

vs.

Ravi Capoor and another

...Respondents

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

Present: Mr. Raj Karan Singh Verka, Advocate for the petitioner.
Mr. Piyush Bansal, Advocate for the respondents.

B.S. Walia, J. (Oral)

1. Prayer in the instant petition is for imitating proceedings against the respondents for intentional and willful defiance of order Annexure P/1 dated 05.07.2019, in CWP-17898-2019, in case titled as GaganParsad vs. Union of India and others, whereby the respondents were directed to consider and decide the case of the petitioner in terms of reply dated 01.06.2018 (in response to legal notice served by the petitioner), within eight weeks from the date of order.

2. Reply dated 06.10.2020, has been filed on behalf of the respondents stating therein that the application for appointment on compassionate basis was considered by the competent authority but name of the petitioner was not included in the names of the recommended candidates by the Screening Committee. Learned counsel for the respondent has also produced copy of order dated 06.10.2021, informing the petitioner that the Screening Committee had not found him eligible for appointment on compassionate basis. Order dated 07.10.2021, is taken on record. Copy thereof supplied to learned counsel for the petitioner.

3. Learned counsel for the petitioner states that in view of the reply as well as order dated 07.10.2021, the petitioner does not press the instant petition but petitioner be granted liberty to challenge order dated 07.10.2021, by way of appropriate proceedings, in accordance with law.

4. I have considered the submission of learned counsel.

5. Admittedly, recommendations were made by the Screening Committee for appointment on compassionate basis but the name of the petitioner was not included in the list recommended by the Screening Committee. The competent authority accepted the recommendations of the Screening Committee, whereafter the petitioner was issued communication dated 07.10.2021 informing him that he had not been found eligible for appointment on compassionate basis.

6. Accordingly, in the light of the position noted above as well as statement of learned counsel for the petitioner, the instant petition is disposed of as not calling for any action against the respondent under the Contempt of Courts Act, 1971 while granting liberty to the petitioner to challenge order dated 07.10.2021, by way of appropriate proceedings, in accordance with law.

7. Rule discharged.

(B.S. Walia)
Judge

28.03.2022
rajesh

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No