

COCp-236-2020

Date of Decision :21.09.2022

Rahul

...Petitioner

Versus

S.S. Dahiya

....Respondent

Coram : Hon'ble Mr. Justice B.S. WaliaPresent : None for the petitioner.
Mr. Pawan Kumar Longia, DAG, Haryana.
*****B.S. Walia, J. (Oral)**

[1] Prayer in the petition is for initiating proceedings against the respondent for intentional and willful defiance of order, Annexure P-1, dated 02.012.2019, in CWP-35076-2019.

[2] A perusal of order Annexure P-1 reveals that while issuing notice of motion in CWP No.35076 of 2019, it was ordered that in the meanwhile, the services of the petitioner, a temporary contractual employee, would not be replaced with another temporary contractual employee subject to just exceptions.

[3] Learned DAG points out that CWP No.35076 of 2019 out of which the instant petition arises has been dismissed by granting liberty to the petitioner to approach the Central Administrative Tribunal for the same cause of action. Copy of order dated 04.05.2022 in CWP No.35076 of 2019 is taken on record. Learned DAG states that in the circumstances, no action under the Contempt of Courts Act, 1971 is called for against the respondent and the instant petition is liable to be disposed of as such.

[4] None was present for the petitioner in the pre-lunch session

nor now in the post lunch session. In the circumstances, no useful purpose would be served by keeping the petition pending.

[5] In view of the position noted above, 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 move an application for revival of the instant petition, if cause survives.

(B.S. Walia)
Judge

21.09.2022
'Amit'

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