

[108] IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

[1] COCP No.1278 of 2021 (O&M)
Date of Decision :31.10.2022

Hemraj ...Petitioners

versus

Devender Singh, IAS, Addl. Chief Secretary,
Govt.of Haryana and others.Respondents

[2] COCP No.1248 of 2021(O&M)
Date of Decision :31.10.2022

Rakesh Kumar and others ...Petitioners

versus

Devender Singh, IAS, Addl. Chief Secretary,
Govt.of Haryana.Respondent

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

Present : Mr. Vinod Bhardwaj, Advocate and Mr. Nipun Bhardwaj,
Advocate for the petitioner in COCP No.1278 of 2021.

Mr. Naveen, Advocate for Mr. Sanjiv Gupta, Advocate for
the petitioners in COCP No.1248 of 2021.

Mr. Vishal Malik, DAG, Haryana.

B.S. Walia, J. (Oral)

[1] This order shall dispose of COCP Nos.1248 & 1278 of 2021as
points in issue in both the cases are identical. For the sake of convenience,
facts are being taken from COCP No.1278 of 2021 in CWP No.10827 of
2020.

[2] Prayer in thepetition is for initiation of proceedings against the
respondents for intentional and willful defiance of order, Annexure P-1,
dated 11.02.2021, in CWP No.10827 of 2020.

[3] A perusal of order (Annexure P-1) reveals that CWP No.10827

by the Superintending Engineer, Public Health Engineering Circle, Ambala Cantt. to the effect that the case had been forwarded to the Government for amendment in service rules again and on the said basis, the writ petition was disposed of by requesting the Government to take a final decision in the matter within three months.

[4] At the outset, learned DAG, Haryana, has produced copy of notification dated 21.10.2022, notifying the amendment to the Haryana Public Works Department, Public Health Branch, Junior Engineers (Group-C) Service Rules, 1986. The same is taken on record. Copy thereof supplied to learned counsel for the petitioner(s), who on perusal thereof states that in the circumstances, they do not press the instant petition(s) but pray for grant of liberty to challenge notification dated 21.10.2022 by way of appropriate proceedings in accordance with law.

[5] In view of the position noted above, as well as statement of learned counsel for the petitioner(s), the instant petition(s) are *disposed of* as not calling for any action against the respondent(s) under the Contempt of Courts Act, 1971, while granting liberty to the petitioner(s) as prayed for.

[6] *Rule discharged.*

[7] This order shall also dispose of all the pending miscellaneous applications.

(B.S. Walia)
Judge

31.10.2022

'Rajneesh'

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