

1.

COCP-1483-2021 (O&M)

Gursimerjeet Singh

...Petitioner

versus

Arun Sekhri and others

....Respondents

2.

COCP-1486-2021(O&M)

Harcharan Singh

...Petitioner

versus

Arun Sekhri and others

....Respondents

3.

COCP-1487-2021(O&M)

Harpreet Singh

...Petitioner

versus

Arun Sekhri and others

....Respondents

4.

COCP-1488-2021 (O&M)

Ramandeep Singh

...Petitioner

Versus

Arun Sekhri and others

....Respondents

COCp-1483-2021 and other connected matters :2:

5. COCP-1489-2021 (O&M)

Jashandeep Singh

...Petitioner

versus

Arun Sekhri and others

....Respondents

6. COCP-1490-2021 (O&M)
Date of Decision :22.02.2022

Harwinder Singh

...Petitioner

versus

Arun Sekhri and others

....Respondents

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

Present : Mr.SapanDhir, Advocate for the petitioner.

Mr. Aditya Sharda, AAG, Punjab.

B.S. Walia, J. (VC)

[1] Cases are being taken up for hearing through Video Conferencing due to Covid-19 pandemic.

[2] This order shall decide COCP-1483-2021, COCP-1486-2021, COCP-1487-2021, COCP-1488-2021, COCP-1489-2021 and COCP-1490-2021, as all the cases arise out of common order. For the sake of brevity, facts are being taken from COCP-1483-2021.

[3] Prayer in the instant petition is for initiating proceedings against the respondents for intentional willful violation of judgment and

order Annexure P/1 dated 25.03.2021 in CWP No.38037 of 2018.

[4] A perusal of order dated 25.03.2021 (Annexure P-1) reveals that Civil Writ Petition No.38037 of 2018 and connected matters were disposed of with the following orders:-

“(i) Relevant impugned orders dated 20.08.2018 (Annexure P-12) in CWP No. 29808/2018 and CWP No.29810/2018, orders dated 08.08.2018 (Annexure P-10) in CWPs No. 38030/2018 and 38033/2018 and order dated 20.08.2018 (Annexure P-10) in CWP No. 38037/2018 rejecting the claim the petitioners for appointment as constables against 2% quota meant for the wards of the police personnel are set aside

(ii) It is directed that subject to their eligibility at the time of selection in 2011 and fulfilling other relevant procedural requirements, the respondents shall issue letters of appointment to the petitioners as constables against 2% quota meant for the wards of the police personnel.

iii) Needful as at (ii) be done by the respondents within two months of the receipt of certified copy of this order.”

[5] Learned counsel for the petitioner(s) contends that the instant petitions were filed on account of failure of the respondents to do the needful.

[6] Today, learned AAG has produced copy of order dated 19.02.2022, passed by the Director General of Police, Punjab, issuing directions to the concerned SSPs to issue appointment letters to the petitioner(s) in terms of the order and judgment dated 25.03.2021 (Annexure P-1) in Civil Writ Petition No.38037 of 2018 and other connected matters. The same is taken on record. Copy thereof supplied to

learned counsel for the petitioner, who on perusal of the same states that in the circumstances the petitioner(s) is/are not interested in pursuing the present petitions and the same be disposed of as such.

[7] Learned AAG contends that needful could not be done within the stipulated period of time on account of conditions prevailing due to Covid-19 pandemic as well as the respondents having filed LPA, though there was no stay against the operation of judgment and order dated 25.03.2021 in Civil Writ Petition No.38037 of 2018 and other connected matters in the LPA. Learned AAG, contends that in view of the orders having been complied with, the contempt petitions be disposed of as such as not falling for any action against the respondents under the contempt of Courts Act, 1971.

[8] Admittedly order dated 19.02.2022 has been passed issuing directions to the concerned SSPs to issue appointment letters to the petitioner(s), in terms of order dated 25.03.2021 in Civil Writ Petition No.38037 of 2018 and other connected matters, though, the compliance is beyond the stipulated period of time.

[9] I have considered the submissions of learned counsel for the parties. Admittedly, orders dated 19.02.2022 in compliance of order and judgment dated 25.03.2021 in (Annexure P-1) in Civil Writ Petition No.38037 of 2018 and other connected matters have been passed much after the time granted. However, taking into account the fact that now there is compliance as also the explanation offered by the learned AAG as well as statement of learned counsel for the petitioner, no action under

the Contempt of Courts Act, 1971, is called for against the respondents.

[11] Accordingly, the contempt petition(s) is / are disposed of as such while directing the respondents to ensure issuance of appointment letters to the petitioner(s) as also all other similarly situated candidates within two weeks from today. Liberty to the petitioner(s) to move an application for revival of the instant petitions if the needful is not done within the stipulated period of time.

[12] Rule discharged.

(B.S. Walia)
Judge

22.02.2022
'rimpal'

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