

COC-1411-2022

Date of Decision :19.12.2022

Ravinder

...Petitioner

versus

Virat and another

....Respondents

Coram : Hon'ble Mr. Justice B.S. WaliaPresent : Mr. R.K. Malik, Sr. Advocate with Mr. Varun Veer Chauhan,
Advocate for the petitioner.

Mr. Manish Dadwal, AAG, Haryana.

Ms. Sehej Sandhawalia, Advocate for respondent No.2.

B.S. Walia, J. (Oral)

1. Prayer in the petition is for initiation of proceedings against the respondents for intentional and willful defiance of order, Annexure P-1 dated 14.03.2022 in CWP-22885-2021.

2. A perusal of order Annexure P-1 reveals that CWP-22885-2021 was allowed and the respondents directed to consider the candidature of the petitioner for appointment to the post of LDC subject to verification of documents etc with effect from the date, candidates, who were lower in merit to the petitioner in the same category were appointed,

3. On 01.12.2022, learned counsel for the petitioner had contended that the appointment which had been offered to the petitioner was w.e.f. 23.11.2022, in intentional and willful defiance of order Annexure P-1 dated 14.03.2022 in CWP-22885-2021. Pursuant to aforementioned submission, learned counsel appearing on behalf of respondent No.2 had sought an adjournment to obtain instructions.

4. Learned counsel appearing on behalf of respondent No.2 has today produced copy of office order No.546/SE/Admn. dated 16.12.2022. The same is taken on record. Copy thereof supplied to learned counsel for the petitioner, who on perusal thereof states that in view of the decision to recommend the name of the petitioner for appointment to the post of LDC (Common Cadre) against Advertisement No.11/2019 Category No.04 and the petitioner having been placed at Serial No.59/A i.e. just below Sh. Mohit Dagar and just above Sh. Mandeep Kumar who had joined as such on 23.07.2021 and pay of the petitioner having been ordered to be fixed notionally w.e.f. 23.07.2021, he does not press the instant petition, and the same may be disposed of as such.

5. In view 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 respondents under the Contempt of Courts Act, 1971.

(B.S. Walia)
Judge

19.12.2022

ps

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