

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

COCP-26-2023 (O&M)

Date of decision: 17.04.2023

Manjit

....Petitioner

Versus

Jai Kishore and Others

....Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Karan Singh, Advocate
for the petitioner.

Mr. Harsh Vardhan Shehrawat, AAG, Haryana.

ARVIND SINGH SANGWAN J. (Oral)

The petitioner alleges violation of the order dated 24.09.2021 passed in CWP No.19354 of 2021.

Counsel for the petitioner has submitted that the petitioner was appointed under a Scheme financed by Government of India, Ministry of Health and Family Welfare on the post of Pharmacist. It is stated that the petitioner joined the duty in CHC Bullah, District Karnal and later on, her contractual appointment was renewed by passing periodical orders. It is also submitted that after the marriage of the petitioner in District Sonapat, the petitioner made a request to transfer her at CHC, Gohana, District Sonapat, and her request was accepted by the department and thereafter, she continued, as such, on the post in Gohana.

Thereafter, the deputation of the petitioner was cancelled and the petitioner filed a representation and thereafter, she filed a

petition i.e. CWP No.8969 of 20121, praying for quashing the office order dated 13.04.2021, vide which the deputation of the petitioner was cancelled and the said writ petition was dismissed on 06.12.2022.

During the pendency of the said writ petition, the petitioner filed second CWP No.19354 of 2021, in which the interim order was passed regarding the status quo on the basis of which, the present contempt petition has been filed. Even this petition i.e. CWP No.19354 of 2021, vide which the petitioner had challenged the advertisement inviting application for filling up the posts of Pharmacist, was dismissed on 30.01.2022. A perusal of this order shows that the order dated 06.12.2022 passed in CWP No.8969 of 2021 was also noticed and it is held that there is no merit in the said petition.

As per the affidavit filed by the Civil Surgeon, Sonapat, after giving the facts, a reference is made to two orders passed in the aforesaid writ petitions and it is submitted that after passing of the final order dated 06.12.2022, the petitioner was relieved on 21.12.2022 from CHC, Gohana, District Sonapat. It is stated that from the date of order of status quo till the final disposal of the writ petition i.e. CWP No.8969 of 2021, the petitioner continued to work at CHC, Gohana, District Sonapat and only thereafter, she was relieved.

Accordingly, finding no willful disobedience in the contempt petition, the same is hereby dismissed.

(ARVIND SINGH SANGWAN)
JUDGE

17.04.2023

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Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No