

**IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH**

**COCp-2327-2022 (O&M)
Date of decision: 15.02.2023**

Rajesh Kumar Mehta and another

...Petitioners

Versus

Yamuna Kumar Chaubey

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Arjun Partap Atma Ram, Advocate
for the petitioners.

Mr. Satya Pal Jain, Additional Solicitor General of India with
Mr. Suvir Kumar, Advocate
for the respondent.

ARVIND SINGH SANGWAN, J. (Oral)

CM-3022-CII-2023

Allowed as prayed for.

Reply is taken on record.

Main case

The petitioners are alleging violation of the judgment dated 16.11.2015, passed by this Court in LPA No. 270 of 2015, vide which, the following directions were issued:

“9. In view of the above, the present appeals are allowed and the impugned judgment dated 29.05.2014 passed by learned Single Judge of this Court is set-aside. The official respondents are directed to conduct interview for the remaining 47 candidates, who were not earlier called for interview and consider them for appointment against the available vacancies of TE/TO. Hence, the entire

process be completed within three months from the date of receipt of copy of this order.”

In the reply, filed today by way of the affidavit of the Senior Manager (HR)-Recruitment, NHPC Limited, the following submissions are made in paragraph 13:

“13. That after the selection process was concluded / with respect to 47 candidates of Civil Discipline (35 were presently on rolls of respondent Corporation), the NHPC Limited filed an I.A. No. 134622 of 2021 for withdrawal of the SLP No.3776-3778 of 2016 in which it was clearly stated that the judgment of this Hon'ble Court dated 16.11.2015 (Annexure P-1) has been implemented qua petitioner no.1 and other candidates in the Civil Discipline. The petitioner no.1 had participated in the interview process on 09.11.2020 and had failed to qualify the selection criteria. By filing the instant contempt petition, the petitioner no.1 has not approached the Hon'ble Court with clean hands by concealing the above facts.”

In view of the same, no case of any willful disobedience is made out against the respondent.

Accordingly, the present petition is rendered infructuous.

Rule stands discharged.

15.02.2023

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No