

2023:PHHC:156857

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

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COCp-3839-2019

Date of decision: 07.12.2023

PGI EMPLOYEES UNION

...Petitioners

Versus

PREETI SUDAN AND ORS

...Respondents

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. Ravi Kumar Mishra, Advocate for
Mr. Karan Singla, Advocate,
for the petitioner.

Mr. Arun Gosain, Sr. Govt. Counsel,
for respondents No.1 and 3.

Mr. Abhishek K. Premi, Advocate,
for respondent No.2-PGI.

RAJBIR SEHRAWAT, J. (Oral)

1. This is a contempt petition filed under Article 215 of the Constitution of India read with Section 12 of the Contempt of Courts Act, 1971, for punishing the respondent for disobeying the order dated 13.03.2019 passed in CWP-3880-2016.

2. Counsel for respondents No.1 and 3 has produced copy of the order dated 04.08.2023 passed by a Division Bench, to show that respondent No.2 had filed application No.CM-3641-CWP-2020 for recalling of the order dated 13.03.2019 passed in the petition, and in that application, the Division Bench has ordered, vide order dated 05.10.2020, that no coercive steps shall be taken against the respondents.

3. Although the order of not taking any coercive steps, is a strange kind of order which does not signify anything in specific executable terms, however, once there is rider put on the earlier order

dated 13.03.2019 by a subsequent order, it would not be appropriate to proceed further in the contempt proceedings qua alleged violation of order dated 13.03.2019.

4. Hence, the present petition is dismissed, at this stage.

07.12.2023
parveen kumar

(RAJBIR SEHRAWAT)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No