



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

204

COCp-389-2021 (O & M)
Date of decision: 30.05.2024

MANPREET KAUR

...Petitioner

Versus

KRISHAN KUMAR AND ORS

...Respondents

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. Gaurav Singla, Advocate,
for the petitioner.

Ms. Jasleen Kaur Sidhu, DAG, Punjab.

District Education Officer (SE), Sangrur, in person
with Mr. Anupam Singla, Advocate.

Respondent No.4 in person with Mr. Neeraj Sharma,
Advocate.

RAJBIR SEHRAWAT, J. (Oral)

1. This is a contempt petition filed under Section 12 of the Contempt of Courts Act, 1971, for punishing the respondents for disobeying the order dated 03.02.2020 passed in CWP-29977-2019.

2. Short affidavit of Baljinder Kaur, District Education Officer (SE), Sangrur, filed in the Registry, is taken on record.

3. In pursuance of the order dated 19.03.2024, respondent No.4 and the District Education Officer (SE) Sangrur, are present in the Court today.

4. As per the pleadings of the parties, the petitioner might have been employed in the school, which though is a govt. school, but was given to the private management under the public private partnership programme. However, control of the said school has now been reverted to



the Government, as such. Therefore, being an employee of the previous management, it would be a moot point as to whether the petitioner deserves to be continued in job at all or not. Not only that, even qua the employment as on the date of passing of the order of the status quo, it is a highly disputed fact as to whether the petitioner was in service on that date or not. However, deciding the disputed questions of fact would not be appropriate in the contempt petition in ordinary course.

5. Accordingly, the present petition is dismissed.
6. The personal appearance of respondent No.4 and the District Education Officer (SE) Sangrur, is dispensed with.
7. However, dismissal of the present petition would not be taken as adverse to the claim of the petitioner during the hearing of the writ petition filed by the petitioner, which is stated to be still pending adjudication.
8. Pending application, if any, shall stand disposed of.

30.05.2024

parveen kumar

(RAJBIR SEHRAWAT)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No