2024:PHHC:023499

105-1 **IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH**

COCP No.1765 of 2022 (O&M)
Date of Decision: 20.02.2024

SUSHIL KUMAR AND ANR .....Petitioners

Versus

V.K JANJUA AND ORS .....Respondents

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. K.S. Dadwal, Advocate for the petitioners.

Mr. Gunjan Mehta, Addl. Advocate General, Punjab.

RAJBIR SEHRAWAT, J. (ORAL)

This is a contempt petition filed under Section 12 of the Contempt of Courts Act, 1971 read with Article 215 of the Constitution of India for initiating contempt proceedings against the respondents for violating the order dated 05.01.2012 passed by this Court in CWP-23138-2010, along with certain other prayers made in the present petition.

It is not even in dispute that pursuant to order dated 05.01.2012 passed by the Writ Court, the petitioners were duly granted notional fixation and the other benefits, as ordered by the Writ Court. The only grievance of the petitioners is that after the enforcement of the new Rules in the year 2021, the respondents have wrongly fixed the pay of the petitioners, and thereby, have taken away the effect of the earlier order passed by the Writ Court. However, this Court cannot adjudicate upon the merits of the case. Even if the grievance of the petitioners happens to be justified, the adjudication qua the same has to be done by the appropriate Court.

In view of the above, this Court does not find any ground to continue with the present petition and further. Hence, the same is dismissed.

However, the petitioners would be at liberty to raise their grievance,if any, through the appropriate proceedings, but in accordance with law.

(RAJBIR SEHRAWAT)
JUDGE

20.02.2024
sandeep

Whether Speaking/Reasoned : Yes/No
Whether Reportable : Yes/No

SANDEEP GROVER
2024.02.21 17:27
I attest to the accuracy and
integrity of this order/judgment.