



CACP-12-2023 (O&M)

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**204 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH****Date of decision: 08.05.2026
CM-13711-CII-2023 in/and
CACP-12-2023 (O&M)****Arun Singh****...Appellant****Vs.****Rajesh Khullar and others****...Respondents****CORAM: HON'BLE MR. JUSTICE ASHWANI KUMAR MISHRA
HON'BLE MR. JUSTICE ROHIT KAPOOR**

Present: Ms. Khushboo, Advocate for
Mr. Ajit Kumar Sharma, Advocate
for the appellant.

*********ASHWANI KUMAR MISHRA, J. (Oral)****CM-13711-CII-2023**

Delay of 115 days in filing the appeal has been satisfactorily explained.

In that view of the matter, the application is allowed and accordingly, the delay of 115 days in filing the appeal is condoned.

Main case

1. This contempt appeal arise out of an order passed by the learned Single Judge dated 09.03.2023, whereby the contempt petition was consigned to records after observing that in view of speaking order dated 10.06.2021, no case of willful disobedience was made out. It is arising out of such order, that the contempt appeal has been filed. On account of the orders passed in the contempt proceedings, the Haryana Staff Selection Commission approached the Hon'ble Supreme Court by filing Civil Appeal No.2490 of 2026 @ SLP



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(Civil) No. 17796 of 2023. Awaiting the outcome of such appeal, the hearing of the present appeal was adjourned *sine die*. The order passed by the Hon'ble Supreme Court on 06.02.2006 in Civil Appeal No.2490 of 2026 @ SLP (Civil) No. 17796 of 2023 has been placed on record.

2. Paragraphs 4 to 6 of the judgment of the Hon'ble Supreme Court dated 06.02.2026 reads as under:-

"4. Inasmuch as the contempt proceedings in COCP-2867-2020 (O&M) have been dropped by the learned Single Judge, in view of the Speaking Order dated 10.06.2021, noting that no case of willful disobedience of the order dated 23.08.2018 passed by the learned Division Bench was made out. In our considered view, the appeal against the same is not maintainable.

5. We are inclined to set aside the impugned order passed by the High Court by giving liberty to the respondent(s) to avail an appropriate remedy, in accordance with law.

6. The appeal stands disposed of with the aforesaid liberty, accordingly."

3. In view of the orders passed by the Hon'ble Supreme Court, we hold the present contempt appeal to be not maintainable and the same is accordingly **dismissed**.

4. Pending applications, if any, stands disposed of.

(ASHWANI KUMAR MISHRA)
JUDGE

(ROHIT KAPOOR)
JUDGE

08.05.2026

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MOHIT GOYAL
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I attest to the accuracy and
integrity of this document

Whether speaking/reasoned :
Whether Reportable :

Yes	No
Yes	No