

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCP No. 123 of 2018
Date of decision: 25.9.2019

Bhagwan Dutt

.. Petitioner

v.

Satrujeet Kapoor and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. J. S. Rozera, Advocate for the petitioner.
Ms. Anupama Sharma, Advocate for the respondents.

...

AVNEESH JHINGAN, J. (Oral)

CWP No. 15679 of 2015 was filed by the petitioner challenging “Whether condition of passing type test for promotion to the post of Clerk can be imposed ?”

The writ petition was allowed vide order dated 2.2.2017 relying upon a Division Bench decision of this Court in CWP No. 5566 of 1999— **Prithvi Ram v. State of Haryana and others**, decided on 3.9.2001. The respondents were directed to release due increments of the petitioner within three months from the date of receipt of certified copy of the order.

The present contempt petition was filed pleading wilful disobedience of the order dated 2.2.2017.

Pursuant to notice of motion, reply dated 21.7.2018 was filed. Learned counsel for the respondents states that directions of this Court have

been complied with, increments given to the petitioner and even arrears from July, 2015 to February, 2018 have been paid to him vide cheque No. 367414 dated 19.4.2018.

Learned counsel for the petitioner states that increments have not been given correctly from the due dates.

The said aspect cannot be gone into in the present contempt petition. The directions of this Court have been complied with. In case there is grievance with regard to due date, it gives a fresh cause of action.

No case for contempt is made out. The contempt petition is dismissed.

Needless to add that if any grievance still survives, the petitioner would be at liberty to avail remedies available in accordance with law.

(AVNEESH JHINGAN)
JUDGE

25.9.2019
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Whether speaking/reasoned: Yes/No
Whether reportable: Yes/No