



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

104

COCP No.2402 of 2023 (O & M)

Date of decision :-26.08.2025

Jagdish Chander and another

.....Petitioners

Versus

**Krishan Kumar, IAS, Principal Secretary, Water Resources,
Punjab, Civil Secretariat, Chandigarh and another**

.....Respondents

CORAM:- HON'BLE MS. JUSTICE NIDHI GUPTA

Present:- None for the petitioners.

Mr. Manmeet Singh Teji, AAG Punjab assisted by
Mr. Subhash Kumar, Sr. Assistant, Irrigation
Department, Water Resources Department, Punjab,
Chandigarh.

NIDHI GUPTA J. (Oral)

Prayer in this petition is for initiation of contempt proceedings against the respondent(s) for not complying the order dated 23.09.2011 (Annexure P-1) passed by a co-ordinate Bench of this Court in CWP-9289-1987 titled as “Shyam Lal, Bhakra Main Line Circle, Patiala (Patiala, and others vs. State of Punjab, through Secretary Irrigation, Punjab, Chandigarh and another” vide which the petition was disposed of with the following observation and direction :-

“xxx xxx xxx

6. *Consequently, the petitioners' claim that they could not have been compelled to take the*



Assistant examination for being promoted under the 1984 Rules and their qualification as having a pass in Sub Divisional Clerks' examination under the 1955 Rules itself as sufficient is rejected. However, the petitioners' contentions are accepted in part to provide for filling-up all vacancies for the 19 posts from amongst the senior most Sub Divisional Clerks. The enumeration of the candidates, who were entitled to such promotion shall be undertaken by the respondents and the employees that fall within the first 19 in the order of seniority shall be fitted in appropriate posts with the respective scales within a period of 12 week from the date of passing of this order with all consequential benefits.

xxx xxx xxx”

On the last date of hearing i.e. 15.10.2024 there was no representation on behalf of petitioners. Even today there is no one to represent the petitioners, hence, the present petition is being heard and decided in the absence of learned counsel for the petitioners.

Reply dated 28.11.2023 by way of affidavit of Shri Krishan Kumar, Principal Secretary to Government of Punjab, Department of Water Resources, Chandigarh on behalf of respondent No.1 has already been filed in the Registry, which is annexed on the file. The same is taken on record. Registry to tag/paginate the same at appropriate place in the paper-book.

Learned counsel for the respondent-State refers to para 5 of the reply dated 28.11.2023, which reads as follows :-

“xxx xxx xxx



5. *That it is humbly submitted that in compliance of the orders dated 23.09.2011 of Hon'ble Court passed in CWP No. 9289 of 1987, the answering respondents had enumerated the senior most Sub-Divisional Clerks amongst the petitioners of the CWP 9289 of 1987. The senior most Sub-Divisional Clerks among the petitioners of CWP No. 9289 of 1987 already stood promoted to the post of Senior Assistant in compliance to the orders passed by the Hon'ble Court in CWP No.9289 of 1987.*

xxx xxx xxx”

Learned State counsel submits that necessary compliance has been made; thus, no cause survives in the present petition.

In view of the above, no further orders are required to be passed in the present petition, the same is **disposed of** accordingly.

Rule stands discharged.

Pending application(s), if any, shall stands disposed of.

August 26, 2025
Vijay Asija

(**NIDHI GUPTA**)
JUDGE

Whether speaking/reasoned Yes / No
Whether Reportable Yes / No