

YOGESH

...Petitioner

versus

ISHA KAMBOJ

....Respondent

Coram : Hon'ble Mr. Justice B.S. WaliaPresent : Mr. Rajesh Dhiman, Advocate for
Mr. Vikram Sehoran, Advocate for the petitioner.

Mr. Pawan Kumar Longia, DAG, Haryana.

B.S. Walia, J. (Oral)

[1] Prayer in the petition is for initiating proceedings against the respondent for intentional and willful defiance of order Annexure P/1, dated 30.11.2021 in CWP No.5800 of 2019 in case titled as Yogesh vs. State of Haryana and another.

[2] A perusal of order, Annexure P/1 reveals that CWP No.5800 of 2019 was disposed of on instructions from Mr. Dikansh Goyal, Legal Assistant, Office of the Haryana Staff Selection Commission that a decision had been taken to give one more opportunity to the petitioner for participating in the Physical Measurement Test (PMT) which would be conducted in the month of December, 2021/January, 2022. In the circumstances, it was directed that pursuant to the petitioner participating in the Physical Measurement Test (PMT), claim of the petitioner for selection and appointment to the post of Constable (Male), General Duty be considered, in accordance with law.

[3] Although, notice has yet not been issued in the instant case,

yet learned DAG has produced copy of speaking order dated 21.11.2022 rejecting the claim of the petitioner for appointment to the post of Constable (Male), General Duty on account of his being overage. The same is taken on record. Copy thereof supplied to learned counsel for the petitioner, who on perusal of the same states that in the light of order dated 21.11.2022, he does not press the instant petition but prays for grant of liberty to the petitioner to challenge order dated 21.11.2022 by way of appropriate proceedings in accordance with law.

[4] In view of the position noted above as well as the statement of learned counsel for the petitioner, the instant petition is *disposed of* as not calling for any action against the respondent under the Contempt of Courts Act, 1971 while granting liberty to the petitioner as prayed for.

(B.S. Walia)
Judge

30.11.2022

'Amit'

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