

COCP-4805-2025 (O&M)

2025:PHHC:130419



110 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCP-4805-2025 (O&M)
Date of decision : 19.09.2025

Mohan Lal Petitioner

Versus

Anindita Mitra & ors. Respondents

CORAM : HON'BLE MR.JUSTICE PANKAJ JAIN

Present :- Mr. S.K.Sharma Budhladawale, Advocate
for the petitioner.

Mr. Ishan Kaushal, AAG, Punjab.

PANKAJ JAIN, J. (ORAL)

1 The petitioner is seeking seniority on notional basis from the date his junior was promoted in the feeding cadre as 'Master'.

2 Legal notice dated 12.09.2023 was served upon the respondents at the behest of the petitioner.

3 After having failed to evoke any response petitioner approached this Court by way of CWP No.4570 of 2024. The same was disposed off vide order dated 28.02.2024 observing as under :-

"5. In view of the aforesaid and without commenting upon the merits of the case, this petition is hereby disposed of with a direction to respondents to consider and decide the legal notice dated 12.09.2023, Annexure P-10 within a period of 6 months and if found entitled, necessary benefits be granted to the petitioner forthwith. However, in the eventuality of the relief



being denied, a speaking order be passed, after associating him therewith.”

4 The petitioner admits that though the order has been passed but it is being claimed that the same is against the facts as there was no sanctioned post of Punjabi Master in the concerned school.

5 Be that as it may, in the considered opinion of this Court, so far as the merits of the order passed by the authorities in deference of the order dated 28.02.2024 passed by Writ Court are concerned, the Contempt Court cannot adjudicate upon the merits thereof.

6 In view thereof, present contempt petition is disposed off with liberty to the petitioner to challenge the order of rejection of his claim before the Writ Court.

7 Contempt petition stands disposed off with the aforesaid liberty.

19.09.2025
Pooja Sharma-I

(PANKAJ JAIN)
JUDGE

Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No