

Karan Sharma & others Vs. State of H.P. & another.

CWPOA No. 4669 of 2019

15.3.2022 **Present:** Mr.Rajiv Jiwan, Senior Advocate, alongwith Mr. Ajit Sharma, Advocate, for the petitioners.

Mr.Raju Ram Rahi, Deputy Advocate General for respondent No. 1.

Mr.Shivank Singh Panta, Advocate, for respondent No. 2.

CMP-T No. 122 of 2022

This application has been filed by petitioners pointing out that respondent No. 2-Corporation has initiated process for filling the post of Assistant Manager (FO) & (F&B) through Limited Directed Recruitment from Hotel operation discipline only. It has further been submitted that in main case petitioners have assailed the recruitment process, whereby petitioners have not been selected to the post of Assistant Manager (FO) &(F&B) and Division Bench of this High Court vide order dated 15.10.2015 had directed the parties to maintain status quo, existing on that date, till further orders with rider of alteration/modification/vacation on motion.

In aforesaid facts, it has been canvassed that respondent No. 2 is flouting the order passed by the Court by initiating process of filling up the post of Assistant Manager (FO) & (F&B) without seeking leave of the Court or without modification of the order passed by Division Bench.

Faced with the aforesaid situation, learned counsel for respondent No. 2 seeks time to have complete instructions.

It has been pointed out that respondent No. 2 is going to fill up the post by tomorrow, i.e. 16.3.2022, in furtherance to communication dated 8.2.2022, placed on record as Annexure A-2 with this application.

Accepting prayer of learned counsel for respondent No. 2, matter is adjourned, enabling respondent No. 2 to file response/to have instructions, as prayed, within one week.

In the meanwhile, process initiated in furtherance to communication dated 8.2.2022 (Annexure A-2) is stayed and respondents are restrained from proceeding further in the process undertaken to fill up the post of Assistant Manager (FO) & (F&B) in pursuance to communication dated 8.2.2022, as prima facie it is in violation of interim order passed by Division Bench of this Court.

List for consideration on **2nd April, 2022**.

Parties are permitted to use downloaded copy of this order from High Court Website and concerned authority shall not insist for certified copy of this order, rather it shall verify passing of the order from High Court Website or otherwise.

**(Vivek Singh Thakur),
Judge.**

15th March, 2022
(Keshav)