

In the High Court of Punjab and Haryana at Chandigarh.

**COCP No. 1540 of 2015 (O&M)
Decided on 05.11.2015**

Sudarshan Kumar Malik

--Petitioner

Vs.

Sh. Dhanpat Singh, IAS and others

--Respondents

CORAM: HON'BLE MR.JUSTICE RAKESH KUMAR JAIN

Present: Mr. Manfaid Khan, Advocate, for
Mr.S.K.Bhardwaj, Advocate, for the petitioner

Mr.Deepak Manchanda, Addl.A.G.Haryana

Mr. Kshitij Sharma, Advocate, for respondent no.3.

Rakesh Kumar Jain,J: (Oral)

CM No.22982-CII of 2015

Application is allowed . Compliance report dated 19.10.2015 is
taken on record.

COCP No. 1540 of 2015

Writ petition No. 7578 of 2015 (O&M) was disposed of on
23.4.2015, with a direction to respondent No.3 to decide the legal notice by
passing a speaking order within one month. Thereafter, the petitioner filed
this contempt petition on the ground that no speaking order has been passed
while deciding the legal notice.

After appearance, the respondents have brought to the notice
of the Court that they had filed an application in the aforesaid writ petition
for recalling of the order dated 23.4.2015. In the said application, writ

Court has passed the following order on 17.7.2015:-

“Service is complete.

None has entered appearance on behalf of the non-applicant- petitioner. In the circumstances, adjourned to 21.01.2016 to await appearance. In the meantime, the operation of the impugned order shall remain stayed”

In the aforesaid order, operation of the impugned order dated 23.4.2015 has been stayed, therefore, the present petition does not survive. The petitioner may, if so advised, file contempt petition in case the stay granted on 17.7.2015 is vacated and the order passed on 23.4.2015 is revived.

With the aforesaid observations, this petition is dismissed as infructuous.

05.11.2015
rr

(Rakesh Kumar Jain)
Judge