

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

COCF No.3039 of 2014 (O&M)

Date of Decision :1.2.2016

Balkar Singh

....Petitioner

Versus

Priyanka Bharti and another

...Respondents

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER

.....

Present: Mr. C.M.Munjal, Advocate
for the applicant-petitioner.

Mr. M.C.Berry, Addl.AG, Punjab.

.....

MAHESH GROVER.J.

C.M. allowed.

The order of the writ court mandated a consideration on the representation filed by the petitioner regarding the irregularities being committed by respondent No.2 in the affairs of the Municipal Council. The consideration was granted and pursuant thereto the official respondents also took recourse to recovery of the amount alleged to have been misappropriated by the respondent No.2. The amount was offered to be paid to the Municipal Corporation by the erring official by way of cheques which, however, were dishonoured.

Mr. M.C. Berry, learned Additional Advocate General,

Punjab states that some amount has been deposited by the erring official and qua defaulting cheques, proceedings under Section 138 of the Negotiable Instruments Act are being initiated.

If that is so then I am of the considered opinion that the instant contempt petition needs to be disposed of at this stage with liberty to the petitioner to pursue his remedies with the respondents regarding his grievance in this regard.

In so far as the compliance is concerned, considering the nature of directives given by the writ court, there would be no reason to proceed with the present contempt petition which is disposed of leaving the petitioner to his remedies in law and with an expectation from the official respondents that they would take proceedings against the erring official to the logical conclusion to recover the public funds.

1.2.2016
dss

(MAHESH GROVER)
JUDGE