

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

COCF No.1904 of 2016(O&M)

Date of Decision:-20.01.2017

Ram Pal.

.....Petitioner.

Versus

**Sh. Raj Narain Kaushik, IAS, Deputy Commissioner, Kurukshetra &
Ors.**

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. I.D. Singla, Advocate for Petitioner.

Mr. Siddharth Sanwaria, Deputy Advocate General, Haryana.

JASWANT SINGH, J.(ORAL)

Present contempt petition has been filed by the petitioner seeking compliance of the order dated 14.08.2015 passed by this Court in CWP No.16726 of 2015 whereby the respondent nos.3 to 6 in the writ petition were directed to decide the legal notice dated 02.06.2015 (P-11) served upon them on behalf of the petitioner.

While issuing notice of motion vide order dated 08.08.2016 the following order was passed:-

“ *It is the contention of the learned counsel for the petitioner that the petitioner had approached this Court by asserting that Khasra Nos. 361 (8-0) and 564 (8-0) are gair mumkin ponds and were reserved for specific common purpose during consolidation in Village Dhantori, Block Shahabad, District Kurukshetra. The said area, thereafter, is vested in the*

Gram Panchayat, which is in an unauthorized occupation of some persons. The Gram Panchayat is required to take action to get the land vacated but no steps have been taken for the said purpose. The Court, on hearing the counsel for the petitioner, had directed the Deputy Commissioner, Kurukshetra, The District Development and Panchayat Officer, Kurukshetra, Block Development and Panchayats Officer, Shahabad, District Kurukshetra and Sarpanch, Gram Panchayat, Village Dhantori, Block Shahabad, District Kurukshetra (respondents No. 1 to 4 herein) to take notice of the legal notice dated 02.06.2015 served by the petitioner in this behalf and take action, if required, within a period of three months from the date of receipt of certified copy of the order. Counsel states that the certified copy of the order was served upon the respondents on 21.09.2015 but till date, no decision on the legal notice, as served by the petitioner, has been taken or conveyed to the petitioner nor any action initiated against the unauthorized persons. He, thus, contends that the respondents have rendered themselves liable for initiating the contempt proceedings against them under the Contempt of Courts Act, 1971.

Let notice be issued to the respondents, for 20.01.2017, to show cause as to why proceedings for contempt be not initiated against them for non-compliance of the order passed by this Court referred to above.

Reply/compliance report to the contempt petition be filed within a period of six weeks from the date of receipt of notice with an advance copy to the counsel for the petitioner.

In case the reply is not filed within the time stipulated, the same shall be received by the Registry on payment of ₹10,000/- as costs to be deposited in the account of Lawyers Welfare Fund, High Court.

Copy of the contempt petition be supplied to Mr. Manoj Kumar Sangwan, Deputy Advocate General, Haryana, during the course of the day under proper receipt for

*appropriate action. Copy of the order be given **dasti** to the State counsel under signatures of the Bench Secretary of this Court.*

Copy of this order be also sent along with the notice to the respondent for information and compliance. ”

At the time of hearing, learned Counsel for the petitioner submits that the present contempt has become infructuous as the order dated 14.08.2015 passed by this Court has since been complied with.

Dismissed as infructuous.

(JASWANT SINGH)
JUDGE

January 20, 2016
Vinay

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>