

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

**COCF No. 320 of 2017 (O&M)
Date of Decision: 14.02.2017**

Gaja Nand Sharma

...Petitioner

Versus

**Geeta Bharti, Director, Food & Supplies
Department, Haryana**

...Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Ashutosh Kaushik, Advocate
for the petitioner.

JAISHREE THAKUR, J. (Oral)

The instant contempt petition has been filed under Sections 11 and 12 of the Contempt of Court Act, 1971 alleging willful and deliberate disobedience and non-implementation of the orders dated 20.01.2015 (Annexure P-1) passed in *CWP No. 11041 of 2011* titled as *Haryana Food and Supplies Field Staff Association and Ors. vs. State of Haryana and Ors.*

Counsel for the petitioner contends that the petitioner had been served a demand notice by which it was proposed to recover certain sums of money on account of not maintaining a particular moisture in the storage of grains. The said demand notice against the petitioner was quashed by the High Court in the judgment referred to above. Counsel for the petitioner contended that in the light of the fact that the demand notice was quashed, it became incumbent upon the respondents to refund the amount so recovered.

I have heard learned counsel for the petitioner and found that in

fact no such directions were issued in the judgment referred to above while quashing the demand notice. As such, no contempt is made out.

At this point, counsel for the petitioner seeks permission to withdraw the instant contempt petition in order to avail of appropriate remedy.

In view of above, the instant contempt petition is dismissed as withdrawn with liberty to the petitioner to avail of appropriate remedy as available to him in accordance with law.

February 14, 2017
Ansari

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No