

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

COCP No.368 of 2017 (O&M)
Date of Decision: 17.02.2017

G.D. Aggarwal

....Petitioner

Versus

Arun Kumar and another

....Respondents

BEFORE :- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present:- Mr. Naveen Daryal, Advocate
for the petitioner.

DAYA CHAUDHARY, J. (ORAL)

This contempt petition has been filed under Section 12 of the Contempt of Courts Act, 1971 for willfully disobeying of order passed by this Court in ***Civil Writ Petition No.2148 of 2016*** dated ***03.02.2016***.

Learned counsel for the petitioner submits that the order has been passed but no payment has been released.

On perusal of order dated 03.02.2016, it appears that the writ petition was disposed of with a direction to respondent No.1 to take a decision on the legal notice dated 18.06.2015 by passing a speaking order and after affording opportunity of hearing to the petitioner within a period of four months from the date of receipt of a certified copy of the order.

The petitioner has approached this Court in contempt that order has been passed but the same has not been implemented. It cannot be said that it is a violation of order passed by this Court on 03.02.2016. The petitioner is having remedy to approach the authorities for implementation

of order.

On perusal of documents available on the file, it appears that nothing is on record that any representation has been made to the respondents. No ground is made out to pursue with the contempt petition and the same is accordingly dismissed.

However, in case, any representation is made by the petitioner to the respondents authorities, they are directed to consider the said representation and grant necessary relief to the petitioner as mentioned in order Annexure P-2.

17.02.2017
gupreet

(DAYA CHAUDHARY)
JUDGE

Whether speaking/reasoned

Yes

Whether Reportable

Yes