

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH****Date of decision: 30.05.2018****COCP No.1757 of 2018**

Gurpal Singh & another

...Petitioners

Vs.

D.P.Reddy & others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr. D.V.Sharma, Senior Advocate, with
Ms. Shivani Sharma, Advocate, for the petitioners.

RAJIV NARAIN RAINA, J. (ORAL)

Heard Mr. D.V.Sharma, learned senior counsel on the petition
for initiating contempt proceedings against the respondents.

The observations of the High Court in its judgment and order referred to, to the extent that the Assistant Registrar Cooperative Societies, Punjab etc. 'are bound to hold elections' do not in my view involve a direction issued time bound or an undertaking given before this Court, the twin ingredients essential to invoke jurisdiction in contempt. The petitioners are free to seek regular remedies against the inaction of the authorities in the office of the Registrar, Cooperative Societies, Punjab for not holding elections which constitutes the grievance in the contempt petition.

The failure to take action so far will hang only on the inaction of the Registrar to which willful disobedience can be attributed. If the Registrar has not taken action to hold elections, then a writ of mandamus directing the authority to do so can be sought to compel him to act in accordance with law.

Thus, no contempt is made out in any of the actions of the respondents sufficient to hold them guilty of contempt or to initiate contempt proceedings to haul them up and send them to the clink.

With these observations and liberty, the petition stands dismissed.

30.05.2018
Vimal

[RAJIV NARAIN RAINA]
JUDGE

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