

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

140

COCP No.2971 of 2018

Date of Decision: September 18th, 2018

Krishan Kumar Passi

...Petitioner

Versus

Shri Amar Paul

...Respondent

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Anupam Bhardwaj, Advocate
for the petitioner.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioner has approached this Court alleging non-compliance of the order dated 16.11.2017 passed by this Court in CWP No.26174 of 2017, whereby directions were issued to the respondent to decide the representation dated 14.07.2017 submitted by the petitioner within a period of three months from the date of receipt of certified copy of the order. The factum that a decision on the representation of the petitioner has been taken by the respondent is not disputed, however, it is asserted that the interest which was required to be paid to the petitioner with reference to the judgments which were made in the order dated 16.11.2017, has not been granted. Some amount has also been withheld by the respondent. He, thus, contends that the respondent has not fully complied with the order dated 16.11.2017 passed by this Court and, therefore, has rendered himself liable to be proceeded against under the Contempt of Courts Act.

2. Having considered the submissions made by the counsel for the petitioner, this Court is not inclined to accept the submissions of the counsel for the petitioner.

3. The plea which has been taken by the petitioner and has been either not considered or not decided would lead to rejection of the said claim. The amount which has been retained by the respondent also would

not fall within the ambit of order dated 16.11.2017. It has further been mentioned in that very order dated 16.11.2017 that in case the petitioner feels aggrieved by any orders which may be passed by the respondent, he may have liberty to approach this Court. Petitioner may, therefore, avail of his remedy in accordance with law.

4. The present contempt petition stands disposed of with above observations.

September 18th, 2018

Puneet

(AUGUSTINE GEORGE MASIH)

JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No