

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

**COCP No.3543 of 2014
Date of decision : 28.02.2018**

Jaspal Singh and others

.....Petitioners

Versus

Suman Sood and another

...Respondents

CORAM : HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present : Mr. A. K. Khunger, Advocate for the petitioners.

Ms. Anu Chatrath, Addl. A. G., Punjab.

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DAYA CHAUDHARY, J. (Oral)

The present contempt petition has been filed by the petitioners for non-compliance of order dated 05.03.2009 passed in CWP No.8233 of 2008. The relevant portion of said order is reproduced as under:

“State counsel on instructions from Gurmeet Singh, SDO, who is present in Court informs that project has been sanctioned, funds allocated and the work commenced. Mr. Khurana, Advocate appearing for the petitioners points out that there is some difficulty in undertaking the project. His grievance is that the local persons are not associated for the work which is not in fact remodelling but a repair only. He would also submit that in fact the persons or the tenants should also be associated, so that entire population depending on this distributory is benefited. It is expected from the functionary of the State to take into consideration the interest of all.

The present writ petition is accordingly disposed of.”

While filing this petition, the grievance of the petitioners was that in spite of undertaking given by the respondents, the work which was

earlier stopped, was not allowed to be continued till date in spite of making repeated requests by the petitioners as well as other residents of the village. During pendency of the writ petition, an undertaking was given by learned State counsel that funds have been allocated and work will be started. The respondents were supposed to complete the work of repair, remodeling and upgradation of Malookpura Distributory system within a reasonable period but the same has not been completed.

Learned State counsel submits that work of the village of which the petitioners are residents, has already been completed.

No ground is made out to initiate the contempt proceedings.

However, in case the petitioners are aggrieved in any manner, they are at liberty to move a detailed representation to the competent authority within a period of two weeks from the date of receipt of certified copy of this order. The respondent-authorities are directed to consider the representation, if so moved, within a period of four weeks after hearing the petitioners and other similarly situated persons who are affected on the same cause of action.

Disposed of.

28.02.2018

sunil yadav

**(DAYA CHAUDHARY)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No