

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

COCF No.3621 of 2018 (O&M)

Date of Decision: 21.2.2019

Corporate Greens Buyers Welfare Association

.....Petitioner

Versus

K. Makrand Pandurang and others

.....Respondents

CORAM: HON'BLE MS. JUSTICE NIRMALJIT KAUR

Present: Mr. Vikram Anand, Advocate, for the petitioner.

Mr. Sandeep S. Mann, Sr. Deputy Advocate General, Haryana.

NIRMALJIT KAUR, J. (ORAL)

CM No.24257-CII of 2018

Allowed a prayed for.

COCF No.3621 of 2018

The present contempt petition has been filed for non-compliance of the order dated 6.5.2016 as well as order dated 23.12.2016, vide which, direction was issued to respondent No.2 take decision after affording opportunity of hearing to the petitioner.

Reply has been filed. As per the said reply, the order has been complied with by way of passing a speaking order dated 2.1.2019, which is placed on record as Annexure R-1.

At this stage, learned counsel for the petitioner submits that when the order dated 6.5.2016 was not complied with, he first moved an application before the same Court, which was disposed of as under:-

“On behalf of the respondents, it is stated that the hearing has now been fixed on 13.1.2017 and that the order is likely to be passed within six weeks thereafter.

The statement is accepted.

CM is accordingly disposed of.”

In spite of the undertaking having been given by the respondents that the matter is likely to be decided within six weeks, the respondents took as much as 2½ years before the passing the order dated 2.1.2019 (Annexure R-1). It is, therefore, obvious that the respondents have violated their own undertaking. However, taking into account the order has been finally complied with, this Court does not deem it appropriate to proceed with the present contempt petition any further. But, for the fact that there is no satisfactory explanation of the delay of almost 2½ years, the present contempt petition is disposed of with a direction to all the respondents to pay ₹ 60,000/- as costs to be paid jointly or severally, who were posted there on various occasion from the passing of the orders dated 6.5.2016 as well as 23.12.2016 within three weeks from today.

The present contempt petition is disposed of in the above terms.

21.2.2019
sharmila

(NIRMALJIT KAUR)
JUDGE

Whether Speaking/Reasoned	:	Yes/No
Whether Reportable	:	Yes/No