

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

**COCN No.3926 of 2018
Date of Decision: 30.09.2019**

Partap Singh

Petitioner

Versus

Hardeep Singh, IAS, Chief Administrator, Haryana State Marketing Board, Panchkula

Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. K.S. Banyana, Advocate
for the petitioner.

Mr. Prateek Mahajan, Advocate
for the respondent.

AVNEESH JHINGAN, J (Oral):

The present contempt petition has been filed pleading wilful disobedience of order dated 10.05.2016 passed by this Court in CWP No.9043 of 2016.

The relevant portion of the order is reproduced as under:-

“The petitioner claims allotment of a plot as an oustee in view of more than 75% of his land having been acquired. An application for the same was made by the petitioner’s letter dated 24.06.2015 (Annexure P-6).

2. The petition is disposed of by directing the respondents to decide the application dated 24.06.2015 (Annexure P-6) in its turn.”

Reply by way of affidavit of Mr. Pramjit Nandal, Secretary-cum-E.O., Market Committee, Gohana annexing order dated 19.07.2017 filed today in the Court, is taken on record. Copy of reply is handed over to learned counsel for the petitioner.

The claim of the petitioner has been rejected vide order dated 19.07.2017.

In view of reply filed, learned counsel for the petitioner states that no cause of action survives for pursuing the contempt petition. However, he seeks liberty to avail remedies in accordance with law against order dated 19.07.2017.

The contempt petition is disposed of as infructuous with liberty as prayed for.

At this stage, learned counsel for the petitioner apprises this Court that though the order was passed in 2017 but it was never communicated to the petitioner.

In the present case order dated 19.07.2017 has been communicated only on 15.03.2019 when notice in the contempt petition was served.

Mr. Pramjit Nandal states that the then Secretary, Market Committee, Gohana had given copy of order to the Board but the same was not supplied to the petitioner. If so advised, let Chief Administrator, Haryana State Agriculture Marketing Board, Panchkula shall look into the matter and fix the responsibility of the defaulting officers/officials.

Rule issued against the respondent stands discharged.

[AVNEESH JHINGAN]
JUDGE

September 30, 2019

pankaj baweja

1. Whether speaking/ reasoned	:	Yes / No
2. Whether reportable	:	Yes / No