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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCp-956-2018

Date of decision: 19.09.2019

SANTOSH

.. PETITIONER

VERSUS

RAJNARAYAN KAUSHIK

.. RESPONDENT

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

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

Mr. Sandeep S. Mann, Senior DAG, Haryana..

AVNEESH JHINGAN, J. (Oral)

The present contempt petition has been filed alleging wilful disobedience of the order dated 20.04.2017 passed by this Court in CWP No. 7964 of 2017. The operative part of the order is reproduced below:

“I find this to be a fair submission. Keeping in view the plight as portrayed, I deem it appropriate to dispose of this petition with a direction to the respondent No.2 to decide the said legal notice of the petitioner and pass a speaking order thereon within a period of three months from the date of receipt of a certified copy of this order. Ordered accordingly.

Since the main case has been decided, the pending civil miscellaneous application, if any, also stands disposed of.”

Learned State counsel, on instructions from Sh. Rambir , Asstt. Office of Director Elementary Education, Panchkula, submits that the directions of this Court would be positively complied within six weeks from

today.

Learned counsel for the petitioner submits that in view of the statement made in Court today, no cause of action survives for pursuing the contempt petition.

In view of the above, the contempt petition is disposed of as infructuous.

The petitioners would be at liberty to revive the contempt petition, in case, the statement made today in Court is not adhered to. It is further clarified that in case, the petitioner is forced to revive the contempt petition, exemplary costs may be imposed which shall be recovered personally from the defaulting official.

19th September,2019
shabha

(AVNEESH JHINGAN)
JUDGE

Whether speaking/reasoned : *Yes/No*

Whether reportable : *Yes/No*