

COCP No. 824 of 2019

DECIDED ON: OCTOBER 03, 2019

RANJIT SINGH AND ANR

.....PETITIONERS

VERSUS

JASKARAN SINGH AND ORS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. Ravneet Singh Joshi, Advocate
for the petitioners.

Ms. Samina Dhir, DAG, Punjab.

AVNEESH JHINGAN, J (ORAL)

This contempt petition has been filed pleading wilful disobedience of order dated 12.11.2018 passed in CWP No. 28508 of 2018.

The operational part of the order is reproduced below:

" In view of the above, without advertting to the merits of the case, the present petition is disposed of with a direction to respondent No.2- Director Department of Rural Development and Panchayayts, SAS Nagar to consider and decide the representation dated 10.10.2018 (Annexure P-4) within six weeks from the receipt of the certified copy of the order. In case, on consideration, the competent authority reaches to the conclusion that the benefit claimed by the petitioners is admissible to them, in such eventuality, the consequential relief be allowed to them, within a period of six weeks thereafter. However, in case the competent authority feels that the relief claimed by the petitioners is not admissible or made out, in that case, a speaking order be passed in the matter.."

Pursuant to notice of motion, a short reply dated 18/24th April, 2019 was filed. Alongwith the reply an order dated 12.03.2019 is annexed whereby, the representation dated 10.10.2018 of the petitioners has been decided. Respondent concluded that the dispute is amongst two private parties and case is also pending in the Civil Court of District Fazilka.

In view of the order dated 12.03.2019, learned counsel for the petitioners submits that no cause of action survives for pursuing the contempt petition. However, he seeks liberty to avail remedy in accordance with law against the order annexed with the reply.

Disposed of as infructuous with liberty as prayed for.

Rule issued against the respondents stands discharged.

OCTOBER 03, 2019
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(AVNEESH JHINGAN)
JUDGE

Whether speaking/reasoned ***Yes/No***
Whether reportable ***Yes/No***