

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCP No. 1770 of 2019
Date of decision: 19.9.2019

Kulwant Singh and another

.. Petitioners

v.

Karnesh Sharma and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Parneet Singh, Advocate for
Mr. S. S. Gill, Advocate for the petitioners.

Ms. Deepali Puri, Addl. Advocate General, Punjab.

Mr. Sanjeev Soni, Advocate for respondent No. 3.

...

AVNEESH JHINGAN, J. (Oral)

The present contempt petition has been filed pleading wilful disobedience of the order dated 23.5.2018 passed by this Court in CWP No. 13146 of 2018. The operative part of the said 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 Local Government, Punjab, Local Government Bhawan, Sector-35, Chandigarh to consider and decide the legal notice dated 5.2.2018 (Annexure P-2) 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 to them or made out, in that case, a speaking order be passed in the matter.”

In pursuance to notice of motion, reply dated 22.8.2019 by way of affidavit of Mr. Amrit Singh, Executive Officer, Municipal Council Majitha, District Amritsar was filed. With the reply, copies of cheques and receipts were attached.

Learned counsel for the petitioners states that in view of the reply filed, no cause of action survives for pursuing the present contempt petition, however, he seeks liberty to avail remedies available in accordance with law, if some amount is still found due.

Disposed of as infructuous with liberty as prayed for.

In case any amount is found due, the petitioners shall make representation to the respondents. The same shall be decided expeditiously in accordance with law after providing opportunity of hearing to the petitioners.

(AVNEESH JHINGAN)
JUDGE

19.9.2019
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Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No