

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCP No. 1288 of 2019
Date of decision: 4.7.2019

Kuldip Singh Nain

.. Petitioner

v.

Anurag Rastogi and another

.. Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. D. R. Bansal, Advocate for the petitioner.
Mr. Sandeep S. Mann, Senior Deputy Advocate General,
Haryana.

...

AVNEESH JHINGAN, J. (Oral)

The present contempt petition has been filed pleading that there is wilful disobedience of the order dated 9.7.2018 passed by this Court in CWP No. 16435 of 2018. The operative part of the said order is reproduced below:

“3. Without expressing any opinion on the merits of the case, instant petition is disposed of with a direction to respondents to consider the grievances unfolded by the petitioners in the legal notice dated 31.5.2018 (P-3) and to decide the same, within a period of three months from the date of receipt of a certified copy of this order.

4. However, if petitioners still feel aggrieved by any of the orders passed by the aforesaid authority, they shall be at liberty to have recourse to the remedies available under

law as well as to approach this Court.”

Short reply by way of affidavit of Mr. Anurag Rastogi, Principal Secretary to Government Haryana, Irrigation & Water Resources Department, Chandigarh filed in court today is taken on record. Copy of the same is given to the learned counsel for the petitioner. Alongwith the reply, order dated 30.5.2019 has been annexed whereby the legal notices of the petitioner has been decided stating that stay has been granted by the Supreme Court in SLP filed by the State in case of **State of Haryana v. Narender Pal Arya and others**. In view of the stay granted by the Supreme Court, the claim of the petitioner cannot be accepted at this stage. However, final decision will be taken by the respondents after decision of the SLP.

In view of the reply filed, no cause of action for contempt survives at this stage.

Disposed of accordingly.

(AVNEESH JHINGAN)
JUDGE

4.7.2019
mk

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