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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCP-1354-2019

Date of decision: 28.08.2019

Jasbir Chand and others

.. Petitioners

Versus

Smt. Kalpana Mittal Baruah

.. Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Naresh Kumar Manchanda, Advocate
for the petitioner.

Mr. Kanisth Ganeriwala, AAG, Punjab.

AVNEESH JHINGAN, J. (Oral)

The present contempt petition has been filed pleading wilful disobedience of the order dated 20.08.2018 passed by this Court in CWP No. 24382 of 2012. The operational part of the order is quoted below:

“ In view of the consensus reached, the matter is relegated to respondent No.1-Principal Secretary cum Financial Commissioner (R), Punjab, Civil Secretariat, Chandigarh, who shall make an endeavour to conclude the hearing in the matter expeditiously preferably within a period of three months from the date of receipt of certified copy of the order, after affording the opportunity of hearing to all the parties concerned. The parties are directed to appear before respondent No.1 on 27.09.2018.

The Registry is directed to send a copy of this order to respondent No.1.”

A short reply by way of affidavit of Mr. Karan Bir Singh Sidhu, IAS, Special Chief Secretary-cum-Financial Commissioner, Revenue to Government of Punjab annexing order dated 29.06.2019 filed in Court is taken on record. A copy of the same is handed over to learned counsel for the petitioners.

Learned counsel for the petitioners states that the directions of this Court has been complied with and no cause of action survives for pursuing the contempt petition. It is stated that there is delay in compliance.

Learned State counsel states that the delay has occurred as each petitioner was given opportunity of personal hearing.

In view of the above, the present contempt petition is disposed of as infructuous with liberty to the petitioners to avail the remedy in accordance with law against order dated 29.06.2019.

Disposed of with liberty as prayed for.

Rule issued against respondent is discharged.

28th August, 2019
shabha

(AVNEESH JHINGAN)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No