

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCP No. 1799 of 2019
Date of decision: 9.9.2019

Rao Nihal Singh

.. Petitioner

v.

Dr. Atul Kumar

.. Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Junaid Singh, Advocate for
Mr. Aditya Jain, Advocate for the petitioner.

Mr. Sandeep S. Mann, Senior Deputy Advocate General,
Haryana.

...

AVNEESH JHINGAN, J. (Oral)

In pursuance to the order dated 29.8.2019, Mr. Amit Kumar, Sub Divisional Magistrate, Faridabad is present in Court. It has been stated that Deputy Commissioner, Faridabad is down with fever and prays for exemption from personal appearance today in Court.

Keeping in view that there is medical exigency, the personal appearance of Deputy Commissioner, Faridabad today in court is exempted.

The present contempt petition has been filed pleading wilful disobedience of the order dated 18.4.2018 passed by this Court in CWP No. 9180 of 2018. The operative part of the said order is reproduced below:

“The respondent No. 2, before whom proceedings are pending, will decide the matter as expeditiously as possible

but not later than six months from the date of receipt of certified copy of the order. Ordered accordingly.

We make it clear that no untoward adjournment shall be granted to either of the parties and even if adjournment has to be granted, it shall be supported by reasons.”

Reply dated 7.9.2019 by way of affidavit of Atul Kumar, IAS, Deputy Commissioner, Faridabad filed in Court is taken on record. Copy thereof handed over to learned counsel for the petitioner. Along with the reply, order dated 9.7.2019 passed by District Collector, Faridabad has been annexed.

Learned counsel for the petitioner states that in view of the order passed and 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 against the order dated 9.7.2019.

Disposed of as infructuous with liberty as prayed for.

(AVNEESH JHINGAN)
JUDGE

9.9.2019
mk

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