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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COC-2339-2019

Date of decision: 20.08.2019

Sadeek

.. Petitioner

Versus

Smt. Sangeeta Kalia, IPS, SSP

.. Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Afzal Hussain, Advocate
for the petitioner.

Mr. Apoorv Garg, DAG, Haryana.

AVNEESH JHINGAN, J. (Oral)

The present contempt petition has been filed alleging wilful disobedience of the order dated 1.2.2019 passed by this Court in CRM-M No. 48040 of 2018. The operative part of the order is reproduced below:

“Having heard the learned counsel for the petitioner and having perused the MLR as well as the medical opinion of the Doctor concerned pertaining to injury allegedly sustained by Sakrma, the petition is disposed of with a direction to Superintendent of Police, Nuh, to look into the matter and to ensure that the matter is fairly and expeditiously investigated and the medical opinion (Annexure P-3) as regards the nature of injury is duly taken into account to ascertain as to whether it is a case which would attract an offence under Section 307 IPC or not, before a final report is filed in the Court.

A copy of this order be sent to the Superintendent of Police, Nuh (respondent No.3) so as to enable him to do the needful expeditiously and a final report be filed in the matter within a period of 3 months from today.”

Learned State counsel has produced order dated 28.03.2019, the same is taken on record and a copy is handed over to learned counsel for the petitioner.

Learned counsel for the petitioner states that order has been passed and no cause of action survives for pursuing the contempt petition. However, he seeks liberty to avail his remedies in accordance with law against the order passed.

In view of the above, the present contempt petition is disposed of as infructuous with liberty as prayed for.

Rule issued against respondent is discharged.

20th August, 2019
shabha

(AVNEESH JHINGAN)
JUDGE

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