

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCP No. 3235 of 2019
Date of decision: 16.9.2019

Prem Lata

.. Petitioner

v.

Baldev Singh and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Yaseen Sethi, Advocate for the petitioner.

...

AVNEESH JHINGAN, J. (Oral)

The present contempt petition has been filed pleading that there is wilful disobedience of the order dated 20.8.2018 passed by this Court in CWP No. 20744 of 2018. The operative part of the order is reproduced below:

“3. Without expressing any opinion on merits of the case but considering the aforesaid aspects as has been unfolded by the learned counsel for the petitioner, instant petition is disposed of with a direction to respondent(s) to look into the grievances unfolded by the petitioner in legal notice (P-4) and to take a conscious decision within a period of three months from the date of receipt of a certified copy of this order, particularly in the light of the Circular No. 17/90 dated 23.4.1990 (P-1) and judgments referred to above in para 2 of this order. In case, competent authorities come to the conclusion that the petitioner is entitled to the relief(s) claimed, the same be released to him within a period of next

45 days.

4. *Since, there is an inordinate delay on the part of the petitioner in approaching the court, the claim shall stand restricted to 38 months prior to the filing of instant petition in view of law laid down by Hon'ble Apex Court in the case of “**Saroj Kumari v. State of Punjab and others**”, 1998 (3) SCT 664.*

5. *However, if petitioner still feels aggrieved by any of the orders passed by the aforesaid authority, he shall be at liberty to have recourse to other remedies available to him under law including to approach this Court.”*

As per the order, the respondents had to take a decision on the legal notice within three months from the receipt of certified copy of the order. The copy was received on 20.9.2018.

In spite of making representation, the order has not been complied with. Still another opportunity is provided to the respondents to do the needful within four weeks from the receipt of certified copy of this order.

In case of non-compliance, the petitioner would be at liberty to revive the contempt petition. The revival would be at the cost and responsibility of the respondents.

With the aforesaid observation, the contempt petition stands disposed of.

(AVNEESH JHINGAN)
JUDGE

16.9.2019
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Whether speaking/reasoned: Yes/No
Whether reportable: Yes/No