

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COC-2060-2020

Date of Decision: 09.10.2020

Pawan Kumar

...Petitioner

vs.

Sh. Vishwajit Khanna and others

...Respondents

Coram : Hon'ble Mr. Justice B.S. Walia.

Present: Mr. Vijay Rana, Advocate for the petitioner.

B.S. Walia, J. (VC)

1. Case is being taken up for hearing through Video Conferencing due to the outbreak of pandemic Covid-19.

2. Prayer in the Contempt Petition under Section 12 of the Contempt of Courts Act, 1971 read with Article 215 of the Constitution of India is for punishing the respondents for willful disobedience of order Annexure P/ dated 21.11.2019, in CWP No.33933 of 2019, in case titled as Pawan Kumar vs. State of Punjab and others.

3. Learned counsel contends that vide order dated 21.11.2019, CWP No.33933 of 2019, was disposed of by directing the respondents to decide the legal notice Annexure P/2 dated 22.04.2019, by passing a speaking order within three months from the date of receipt of certified copy of the order and to release monetary benefits to the petitioners, in case they were found entitled to any within next three months, but despite lapse of aforementioned period of time, no action had been taken in respect thereto till date.

4. Notice of motion to respondent No.1 only.

5. Ms. Deepali Puri, Addl. AG, Punjab, accepts notice on behalf of

respondent No.1 and on instructions from respondent No.1 states that due to

circumstances prevailing on account of Covid-19 pandemic, needful could not be done but in case four weeks more time was granted, needful would be done and order passed on the legal notice would be conveyed to the petitioner.

6. The same satisfies learned counsel for the petitioner.

7. Accordingly, in view of the statement of learned counsel for the parties, the Contempt Petition is disposed of as not calling for any orders except directing respondent No.1 to decide the claim as made in legal notice Annexure P/2 dated 22.04.2019, within four weeks from today by passing a speaking order and to convey the same to the petitioner within one week thereafter and in case the petitioner is found entitled to any monetary benefits, the same be released to him within a period of one month from date of passing of orders. However, it is made clear that in case the needful is not done within the stipulated period of time, the petitioner would be at liberty to move an application for revival of the Contempt Petition.

(B.S. Walia)
Judge

09.10.2020
'Amit-Rajesh'

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