

COCP No.2159 of 2020

Date of Decision : 16.10.2020

Mohit Sharma

...Petitioner

Versus

Isha Kamboj

....Respondent

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

Present : Mr. Sanjiv Gupta, 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 Covid-19 pandemic.

2. Prayer in the petition under Section 12 read with Section 14 of the Contempt of Courts Act, 1971, is for initiating proceedings against the respondent for deliberately, intentionally and wilfully violating order (Annexure P-7) dated 10.09.2020, passed in CWP No.14061 of 2020, in case titled as 'Mohit Sharma versus State of Haryana and another'.

3. Learned counsel contends that vide order (Annexure P-7) dated 10.09.2020, CWP No.14061 of 2020, was disposed of in terms of the decision in CWP No.13925 of 2020 in case titled as 'Jitender Gour versus State of Haryana and another', decided on 08.09.2020, wherein representation filed by the petitioner was directed to be decided within 05 days and it was directed that in case the claim of the petitioner was meritorious and he was entitled to selection as a Clerk, his rights were to be not prejudiced irrespective of selected candidates having joined in pursuance of letters of appointment issued to them and further that in case the representation of the petitioner was

law.

4. Notice to the respondent to show cause as to why proceedings under the Contempt of Courts Act, 1971 be not initiated against him for non-compliance with Order (Annexure P-7) dated 10.09.2020, passed in CWP No.14061 of 2020, in case titled as 'Mohit Sharma versus State of Haryana and another'.

5. Ms. Kirti Singh, DAG, Haryana, accepts notice on behalf of the respondent and has filed copy of order dated 28.09.2020, passed in compliance of order (Annexure P-8) dated 08.09.2020 in CWP No.13925 of 2020. The same is taken on record. Copy thereof supplied to learned counsel for the petitioner.

6. Learned counsel for the petitioner on perusal of the said order, states that he does not press the instant contempt petition and may be permitted to withdraw the same with liberty to challenge decision dated 28.09.2020 in accordance with law.

7. In view of the statement of learned counsel for the petitioner, the contempt petition is ***dismissed as withdrawn*** with the liberty as prayed for.

(B.S. Walia)
Judge

October 16, 2020

'Rajneesh-Amit'

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