

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COC-2164-2020

Date of Decision: 16.10.2020

Amar Chand

...Petitioner

vs.

Sudhir Rajpal, IAS and others

...Respondents

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

Present: Mr. Ravi Malik, 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 Petition under Sections 11 and 12 of the Contempt of Courts Act, 1971, is for taking action against the respondents for willful and deliberate disobedience of the order of this Court Annexure P/1 dated 18.08.2020, in CWP No.12059 of 2020, in case titled as Charan Singh and others vs. State of Haryana and others.
3. Learned counsel contends that vide order dated 18.08.2020, CWP No.12059 of 2020, was disposed of by Hon'ble the Division Bench of this Court by directing the respondent to consider and decide representation dated 28.04.2020, as early as possible, preferably within four weeks from the date of receipt of certified copy of the order, by passing a speaking order, but that despite lapse of stipulated period of time, needful has not been done.
4. Notice to respondent No.3 only to show cause as to why proceedings under the Contempt of Courts Act, 1971 be not initiated against

CWP No.12059 of 2020.

5. Ms. Kirti Singh, DAG, Haryana, accepts notice on behalf of respondent No.3 and on instructions from respondent No. 3 states that the matter is under process and in case some more time is granted appropriate orders on the representation would be passed and conveyed to the petitioner.

6. The same satisfies learned counsel for the petitioner who states that in case the respondent is directed to comply with orders dated 18.08.2020 in CWP No.12059 of 2020 in a time bound manner he would not press the contempt petition.

7. Accordingly, in view of the position as noted above, the Contempt Petition is disposed of as not calling for any orders except directing respondent No.3 to decide representation dated 28.04.2020 within ten days from today and to convey the decision in respect thereto, to the petitioner within a period of five days thereafter. 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

16.10.2020

'Amit-Rajesh'

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