

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

COCP-2196-2020

Date of Decision: 01.12.2020

Amrit Lal Sharma

...Petitioner

vs.

Sanjeev Nandan Sahai and another

...Respondents

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

Present: Mr.G.S. Verma, Advocate for the petitioner.

Mr. Pawan Kumar Longia, DAG, Haryana.

Mr. Sandeep Singh Mann, Advocate for respondent No.2.

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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. Learned counsel for the parties has brought it to the notice of the Court that in order dated 11.11.2020, it has been recorded that reply filed on behalf of the State, has been taken on record, whereas in fact speaking order dated 11.10.2020, was taken on record. Accordingly, in view of the position noted above, order dated 11.11.2020, is clarified to the aforementioned extent.

3. Prayer in the petition under Section 12 of the Contempt of Courts Act, 1971, is for initiation of proceedings against the official respondents for willful disobedience and violation of order Annexure P/1 dated 12.02.2020, in CWP-26850-2016.

4. Learned counsel contends that vide order dated 12.02.2020, CWP-26850-2016 was disposed of by setting aside impugned order dated

after complying with principles of natural justice but the fresh order was passed without compliance with the principles of natural justice.

5. Learned counsel for respondent No.2 states that the grievance of the petitioner would be redressed as the respondents have taken a decision to withdraw order dated 10.11.2020 and pass a fresh order after giving opportunity of hearing to the petitioner.

6. The same satisfies learned counsel for the petitioner, who states that in the circumstances, he does not press the Contempt Petition and the same may be disposed of as not pressed at this stage while granting liberty to the petitioner to move an application for revival of the Contempt Petition, if the circumstances of the case so warrant.

7. Accordingly, in the light of statement of learned counsel for the parties, the Contempt Petition is disposed of as not pressed at this stage while directing respondent No.2 to pass fresh orders in accordance with the assurance held out by him through Mr. Sandeep Singh Mann, Advocate, within two weeks from today, after compliance with the principles of natural justice. Needless to mention, 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**

01.12.2020

*'Rajesh-PS'*

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