

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Date of Decision : 16.10.2020

[1] COCP-2189-2020

Darshan Singh and others

...Petitioners

Versus

Anurag Aggarwal and others

....Respondents

[2] COCP-2185-2020

Kulwant Singh and others

...Petitioners

Versus

Anurag Aggarwal and others

....Respondents

[3] COCP-2187-2020

Jiwan Kumar

...Petitioner

Versus

Anurag Aggarwal and others

....Respondents

[4] COCP-2190-2020

Sukh Ram Singh and others

...Petitioners

Versus

Anurag Aggarwal and others

....Respondents

[5] COCP-2191-2020

Jaspal Singh

...Petitioner

Versus

Anurag Aggarwal and others

....Respondents

[6] COCP-2207-2020

Kulwant Singh

...Petitioner

Versus

Anurag Aggarwal and others

....Respondents

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

Present : Mr. Ravi Sharma, Advocate for the petitioner(s).

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. This order shall dispose of COCP Nos.2189, 2185, 2187, 2190, 2191 & 2207 of 2020, as identical point is in issue in all the cases. Facts of the case are being taken from COCP No.2189 of 2020 in case titled as 'Darshan Singh and others versus Anurag Aggarwal and others'.
3. Prayer in the petition under Section 12 of the Contempt of Courts Act, 1971, is for initiating action against the respondents for intentionally, willfully and deliberately not complying with Order (Annexure P-1) dated 19.11.2019 passed in CWP No.33517 of 2019 in case titled as 'Inspector Darshan Singh and Ors. vs. State of Punjab and another' and other connected writ petitions.
4. Learned counsel contends that vide order (Annexure P-1) dated 19.11.2019 and order dated 12.03.2020, CWP No.33517 of 2019 and other connected writ petitions were disposed by directing the respondents to decide the respective legal notices by passing a speaking order within three months of date of receipt of certified copy of the order and in case after the decision, it was found that the petitioners were entitled to any monetary benefit, the same were to be released to them within a period of three months thereafter but despite lapse of stipulated period of time, needful has not been done.

5. Notice to the respondents to show cause as to why proceedings under the Contempt of Courts Act, 1971 be not initiated against them for non-compliance of Order (Annexure P-1) dated 19.11.2019, in CWP No.33517 of 2019, in case titled as 'Inspector Darshan Singh and Ors. vs. State of Punjab and another'.

6. Mr. Navdeep Chhabra, DAG, Punjab, accepts notice on behalf of the respondents and on instructions from *Shri Gurtej Singh, Superintendent (Litigation Branch), O/o DGP, Punjab*, states that needful could not be done due to circumstances prevailing on account of Corona Virus Pandemic besides the case involves fixation of seniority etc. of approximately 900 Members of the Service, therefore, more minimum of three months more time is required to enable the order of this Court dated 19.11.2019 passed in CWP No.33517 of 2019 to be complied with.

7. The same satisfies learned counsel for the petitioner(s) who states that in view of the assurance to do the needful within stipulated period of time he does not press the contempt petition at this stage.

8. Accordingly, in view of the statement of learned counsel for the parties, COCP No.2189 of 2020 and other connected contempt petitions are **disposed of** as not calling for any orders at this stage, except for directing the respondents to decide the claim made in the respective legal notices served by the petitioner(s) in different writ petitions within a period of 03 months from today. In case, the petitioner(s) are found entitled to the benefits claimed, the same be released to them within a period of 03 months thereafter. However, it is made clear that in case

COCp-2189-2020
and connected cases

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would be at liberty to move an application for revival of the Contempt
Petition(s).

(B.S. Walia)
Judge

October 16, 2020
'Rajneesh-Amit'

<i>Whether speaking/ reasoned</i>	:	<i>Yes/No</i>
<i>Whether reportable</i>	:	<i>Yes/No</i>