

COCp-2306-2020

Date of Decision : 30.10.2020

Raj Kumar and another

...Petitioners

Versus

Mukl Kumar and others

....Respondents

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

Present : Mr. Sandeep Sharma, Advocate for the petitioners.

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. Learned counsel contends that despite order dated 10.08.2020 passed in CWP No.11552 of 2020 directing the Deputy Commissioner, Yamuna Nagar to consider and decide the petitioners representation dated 10.07.2020 by passing a speaking order in accordance with law within 30 days, if need be, by giving opportunity of personal hearing to all concerned, needful has not been done till date, therefore, respondent No.1 is liable to be proceeded against under the Contempt of Courts Act, 1971 for violating the order of this Court i.e. Annexure P/2 dated 10.08.2020 passed in CWP No.11552 of 2020.

3. Notice to respondent No.1 only to show cause as to why proceedings under the Contempt of Courts Act, 1971 be not initiated against him for non-compliance with the order of this Court dated

4. Mr. Vivek Chauhan, Addl. A.G., Haryana, who is present, accepts notice on behalf of respondent No.1 and on instructions from respondent No.1 states that needful could not be done due to the circumstances prevailing on account of Corona Virus Pandemic but assures that in case three weeks more time is granted, the needful would be done and orders passed on the representation would be conveyed to the petitioners.

5. The same satisfies learned counsel for the petitioners, who states that in view of the assurance held out by respondent No. 1 through learned State Counsel, he does not press the Contempt Petition at this stage.

6. Accordingly, in the light of statement of learned counsel for the parties, the contempt petition is ***disposed of*** by directing respondent No.1 to decide representation dated 10.07.2020 submitted by the petitioners in accordance with law in terms of the order dated 10.08.2020 in CWP No.11552 of 2020 within three weeks from today and to supply copy of the decision on the said representation to the petitioners within one week thereafter.

7. However, it is made clear that in case the needful is not done within the stipulated period of time, the petitioners would be at liberty to move an application for revival of the contempt petition.

(B.S. Walia)
Judge

October 30, 2020

'Rajneesh-Amit'

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