

COCP No.2319 of 2020

Date of Decision : 30.10.2020

Surender Singh Dhillon

...Petitioner

Versus

A.K. Singh and others

....Respondents

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

Present : Mr.J.P. Sharma, 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 of the Contempt of Courts Act, 1971 read with Article 215 of the Constitution of India, is for initiating action against the respondents for intentionally and willfully disobeying order (Annexure P-1) dated 24.02.2020 passed in CWP No.4830 of 2020 in case titled as 'Surender Singh Dhillon versus State of Haryana and others'.

3. Learned counsel contends that vide order (Annexure P-1) dated 24.02.2020, CWP No.4830 of 2020 was disposed of by directing that decision be taken on the representation dated 05.12.2019, but despite expiry of close to eight months, needful has not been done.

4. Notice to respondent No.2 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 24.02.2020 in CWP No.4830 of 2020.

5. Mr. Rajesh Sheoran, Advocate who is present, accepts notice on behalf of respondent No.2 and on instructions from respondent No. 2 states that needful could not be done due to the circumstances prevailing on account of Corona Virus Pandemic but assures that in case six weeks more time is granted, the needful would be done and orders passed on the representation dated 05.12.2019 would be conveyed to the petitioner.

6. The same satisfies learned counsel for the petitioner, who states that in view of the assurance held out by learned State Counsel to do the needful in the stipulated period of time, he does not press the Contempt Petition at this stage.

7. Accordingly, in the light of statement of learned counsel for the parties, the contempt petition is ***disposed of*** by directing respondent No.2 to decide the representation dated 05.12.2019 submitted by the petitioner in accordance with law within six weeks from today and to convey orders passed on the same to the petitioner within one week thereafter.

8. 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

October 30, 2020

'Rajneesh-Amit'

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