

COCP No.2361 of 2020 (O&M)
Date of Decision : 03.11.2020

Madan Gopal

...Petitioner

Versus

Rajeev Arora and another

....Respondents

Coram : Hon'ble Mr. Justice B.S. WaliaPresent : Mr. Sanjeev Gupta, 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. Learned counsel contends that despite the order of this Court dated 31.08.2020 in Civil Writ Petition No.13129 of 2020 directing the respondent to take an appropriate decision on the representation submitted by the petitioner, within six weeks, in accordance with law and the aforementioned period of time having lapsed, needful has not been done till date, thereby the respondents have deliberately and intentionally violated the orders of this Court dated 31.08.2020, in CWP No.13129 of 2020.

3. 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 with the orders of this Court dated 31.08.2020, in CWP No.13129 of 2020.

4. Mr. Vivek Chauhan, Addl. AG, Haryana, accepts notice on behalf of the respondents and on instructions from Mr. Rajiv Makkar, ADA,

Head Office, Health Department, states that representation of the petitioner could not be decided in terms of order of this Court dated 31.08.2020, in CWP No.13129 of 2020, due to circumstances prevailing on account of Corona Virus pandemic, but in case one week time is granted, needful would be done and the orders passed on the representation would be conveyed to the petitioner thereafter.

5. The same satisfies learned counsel for the petitioner, who states that in view of the assurance held out on behalf of the respondents by the ADA, through the Addl. AG, Haryana, he does not press the Contempt Petition at this stage and the same may be disposed of accordingly while granting liberty to move an application for revival of the Contempt Petition, if the circumstances of the case so warrant.

6. Accordingly, in the light of statement of learned counsel for the parties, the Contempt Petition is disposed of by directing the respondents to pass order on the representation of the petitioner, in accordance with law, within one week from today and to convey the decision taken thereon to the petitioner within three 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

November 03, 2020

'Amit-Rajesh'

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