

COCP No.2369 of 2020

Date of Decision : 03.11.2020

Dilsana

...Petitioner

Versus

Deepak Gahlawat, Superintendent of Police,
Palwal, Haryana.

....Respondent

Coram : Hon'ble Mr. Justice B.S. Walia**Present :** Mr. Farukh Abdullah, Advocate for
Mr. Sawan Chaudhary, 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 28.01.2020 in CRM-M No.3663 of 2020, directing the Superintendent of Police, Palwal to look into representation dated 04.12.2019 and decide the same after hearing the petitioner by passing a speaking order, needful has not been done, till date, despite lapse of sufficient period of time.

3. Notice to the respondent to show cause as to why proceedings under the Contempt of Courts Act, 1971 be not initiated against him for non-compliance with the orders of this Court dated 28.01.2020, in CRM-M No.3663 of 2020.

4. Mr. Vivek Chauhan, Addl. AG, Haryana, accepts notice on behalf of the respondent and on instructions from the respondent states that

needful could not be done due to circumstances prevailing on account of Corona Virus pandemic, but in case 02 weeks more time is granted, needful would be done and the orders passed on the representation would be conveyed to the petitioner within a period of 01 week thereafter.

5. The same satisfies learned counsel for the petitioner, who states that in view of the assurance held out by the respondent through learned State Counsel, 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 the statement of learned counsel for the parties, the Contempt Petition is disposed of by directing the respondent to consider and decide representation dated 04.12.2019 by passing a speaking order after hearing the petitioner within 02 weeks from today and to convey the order to the petitioner within a period of 01 week 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

'Rajneesh-Amit'

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