

COCP No.2521 of 2020

Date of Decision: 16.11.2020

Simranjeet Kaur

...Petitioner

Versus

Dinkar Gupta

...Respondent

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

Present: Mr. Ravinder Singh Randhawa, 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 Sections 11 and 12 of the Contempt of Courts Act, 1971 is for initiating action against the respondent for willful and deliberate disobedience of judgment Annexure P/1 dated 04.09.2020, in CWP No.13575-2020.

3. Learned counsel contends that vide order Annexure P/1 dated 04.09.2020, CWP No.13575-2020 was disposed of by directing the DGP, Punjab, to decide representation dated 11th, 19th, 25th July, 2020 as also 18th August, 2020 besides by taking into account the averments in the writ petition by 09th October, 2020, but till date needful has not been done, therefore, the respondent is liable to be proceeded against under the Contempt of Courts Act, 1971 for non-compliance with order dated 04.09.2020, in CWP No.13575-2020.

4. Issue 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 order dated 04.09.2020, in CWP No.13575-2020.

5. Mr. Navdeep Chhabra, DAG, Punjab, accepts notice on behalf of the respondent and on instructions from Mr. Sarabjit Singh AIG (Litigation) O/o Director General of Police, Punjab, states that needful could not be done due to circumstances prevailing on account of Corona Virus Pandemic but in case three weeks' more time is granted, needful would be done and orders passed on the representation would be communicated to the petitioner, within one week thereafter.

6. The same satisfies learned counsel for the petitioner, who states that in view of the assurance held out by learned State Counsel, he does not press the contempt petition, and the same may be disposed of as such at this stage while granting liberty to the petitioner to move an application for revival of the contempt petition, if the circumstances of the case, so warrant.

7. Accordingly, in the light of statement of learned counsel for the parties, the Contempt Petition is disposed of at this stage by directing the respondent to decide the representations submitted by the petitioner within three weeks from today and to convey the decision taken on the same to the petitioner within a period of one week thereafter. However, in case, 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

16.11.2020
'Rajesh-PS'