

COCP No.2587 of 2020

Date of Decision : 25.11.2020

Param Jit Singh

...Petitioner

Versus

Jaspreet Singh

....Respondent

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

Present : Mr. Sukhandeep Singh, 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 & 12 of the Contempt of Courts Act, 1971, is for taking action against the respondent for willful and deliberate disobedience of order dated 24.09.2019 in CWP No.27455 of 2019 in case titled as '**Param Jit Singh versus State of Punjab and others.**'
3. Learned counsel contends that vide order (Annexure P-1) dated 24.09.2019, CWP No.27455 of 2019 was disposed of by directing the respondent to decide representation dated 13.05.2019 within 03 months of receipt of certified copy of the order but despite lapse of more than 01 year, needful has not been done, therefore, the respondent is liable to be proceeded against under the Contempt of Courts Act, 1971.
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 24.09.2019 in CWP No.27455 of 2019.

5. Ms. Deepali Puri, learned Addl. A.G., Punjab, who is present, accepts notice on behalf of the respondent and on instructions from the respondent, states that needful could not be done on account of non-receipt of the order, as well as notice from the petitioner but in case 03 weeks' time is granted, needful would be done and orders passed on the representation would be communicated to the petitioner within a period of 01 week thereafter and in case, the petitioner is found entitled to any financial benefits, the same would also be released to the petitioner within a period of 02 weeks from the date of passing orders on the representation.

6. 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 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*** as not pressed, at this stage while directing the respondent to adhere to the assurance held out by learned State Counsel and decide the claim made in the representation within 03 weeks from today and to communicate decision on the same to the petitioner within 01 week thereafter and in case the petitioner is found entitled to any financial benefits, to release the same to him within 2 weeks

the stipulated period of time, the petitioner would be at liberty to move an application for revival of the contempt petition.

November 25, 2020

‘Rajneesh-Amit’

(B.S. Walia)
Judge

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