

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCp-2618-2020

Date of Decision: 26.11.2020

Upender Dutt Sharma and others

...Petitioners

vs.

Rajeev Arora IAS and another

...Respondents

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

Present: Mr. Jai Vir Yadav, Advocate for the petitioners.

B.S. Walia, J. (VC)

1. Case is being taken up for hearing through Video Conferencing due to the outbreak of pandemic Covid-19.

2. Learned counsel contends that despite CWP No.19613 of 2019, having been disposed of vide order dated 19.07.2019, by directing the respondents to decide the claim made in legal notice dated 25.03.2019, within three months from the date of receipt of certified copy of the order, needful has not been done till date, therefore, the respondents are liable to be proceeded against under the Contempt of Courts Act, 1971, for violation of order dated 19.07.2019, in CWP-16613-2019.

3. Issue 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 orders dated 19.07.2019, in CWP-16613-2019.

4. Mr. Vivek Chauhan, Addl. AG, Haryana, accepts notice on behalf of the respondents and on instructions from respondent No.2 states that needful could not be done due to circumstances beyond the control of the respondents as also due to circumstances prevailing on account of

would be done and orders passed on the legal notice, would be communicated to the petitioners, within a period of one week thereafter.

5. The same satisfies learned counsel for the petitioners, who states that in the circumstances, he does not press the Contempt Petition and the same may be disposed of as such at this stage while granting liberty to the petitioners 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 at this stage while directing respondent No.2 to decide the claim made in legal notice dated 25.03.2019, within 10 days from today and to communicate the decision taken thereon to the petitioners within a period of one week thereafter. However, it is made clear that in case the needful is not done within the stipulated period of time, the petitioners would be at liberty to move an application for revival of the Contempt Petition.

(B.S. Walia)
Judge

26.11.2020

'Rajesh-PS'

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