

COCN No.2691-2020

Date of Decision: 04.12.2020

Shashi Prabha

...Petitioner

vs.

Sh. Sanjay Joon, IAS and another

...Respondents

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

Present: Mr. Anand Bhardwaj, Advocate for the petitioner.

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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 Section 10 & 12 of the Contempt of Courts Act, 1971, is for initiating action against the respondents for intentional and willful disobedience of order Annexure P-1 dated 09.07.2020 in CWP No.9526 of 2020.
3. Learned counsel contends that vide order dated 09.07.2020, CWP No.9526 of 2020 was disposed of while granting liberty to the petitioner to serve a legal notice on the respondents and the respondents were directed to decide the same within two months of receipt. Learned counsel further contends that although in compliance of order dated 09.07.2020 in CWP No.9525 of 2020, order Annexure P-5 dated 05.10.2020 has been passed and intimation given to counsel for the petitioner vide Annexure P-6 of the benefits to which the petitioner is entitled to pursuant to decision of the claim made in

date despite lapse of close to two months of decision dated 05.10.2020.

4. 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 violation of order dated 09.07.2020 in CWP No.9526 of 2020.

5. Mr. Vivek Chauhan, Addl. A.G. Haryana, accepts notice on behalf of the respondents and states that the direction in order dated 09.07.2020 was merely to decide the legal notice and the said direction has been complied with and intimation given to the petitioner vide Annexure P-6 that benefits as per entitlement would be released to the petitioner shortly. Learned counsel further contends that benefits as per entitlement worked out vide Annexures P-5 and P-6 would be released to the petitioner as expeditiously as possible and in any case within three months from today.

6. The same satisfies learned counsel for the petitioner, who states that in the circumstances, he does not press the Contempt Petition at this stage and the same may be disposed of as such 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. The same is not opposed by learned counsel for the respondents.

8. Accordingly, in view of the statement of learned counsel for the parties, the Contempt Petition is disposed of as not pressed at this stage while directing the respondents to release the benefits to the petitioner as per entitlement worked out vide Annexures P-5 and P-6 within three months from today. Needless to mention, in case needful is not done within

application for revival of the contempt petition.

**(B.S. Walia)**  
**Judge**

December 04, 2020  
*'PS-Amit'*

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