

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCP-2731-2020 (O&M)
Date of Decision: 17.12.2020

Dharam Singh

...Petitioner

vs.

Sarvjit Singh and others

...Respondents

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

Present: Mr. R.S. Manhas, Advocate for the petitioner.

Mr. I.P.S. Doabia, Addl. AG, Punjab.

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. Prayer in the petition under Section 12, Contempt of Courts Act, 1971, is for initiating action against the respondents for intentional and willful violation of order Annexure P/1 dated 02.11.2018, in XOBJ-99-CI-2018 in RFA-2613-1996.

3. Learned counsel contends that vide order Annexure P/1 dated 02.11.2018, XOBJ-99-CI-2018 in RFA-2613-1996 in LAC-114 of 1995, were decided and the petitioner held entitled to compensation along with statutory benefits but despite lapse of sufficient period of time, the same has not been released to the petitioner, therefore, the respondents are liable to be proceeded against under the Contempt of Courts Act, 1971 for intentional and willful defiance of orders dated 02.11.2018 in XOBJ-99-CI-2018 in RFA-2613-1996 in LAC-114 of 1995.

4. Learned counsel appearing on behalf of the respondents, has filed

Project and R.M Division, Ranjit Sagar Dam, Shahpurkandi, Tehsil and District Pathankot, *inter-alia* taking up the stand that the matter is under process and amount payable to the petitioner would be sanctioned by 31st December, 2020 whereafter payment would be disbursed to the petitioner by 10th February, 2021. Affidavit of respondent No.4 is taken on record. Copy thereof supplied to learned counsel for the petitioner, who states that in the circumstances, he does not press the Contempt Petition and the same may be disposed of as such with liberty to the petitioner to move an application for revival of the Contempt Petition if the circumstances of the case so warrant.

5. In view of the position as noted above as also in view of the statement of learned counsel for the petitioner, the Contempt Petition is disposed of as not pressed at this stage with liberty as prayed for, while directing respondent No.4 to adhere to the assurance as held out by way of affidavit and to release the payment to the petitioner as per entitlement by 10th February, 2021.

(B.S. Walia)
Judge

17.12.2020

'Rajesh-PS'

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