

COCP No.2850 of 2020

Date of Decision : 23.12.2020

Birender Singh

...Petitioner

Versus

G. Ganesan

....Respondent

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

Present : Mr. Suresh Ahlawat, Advocate for the petitioner.

B.S. Walia, J. (VC)

1. Case is being taken up for hearing through Video Conferencing due to Covid-19 pandemic.
2. Prayer in the petition under Section 12 of the Contempt of Courts Act, 1971, is for initiating action against the respondent for intentionally and willfully disobeying directions dated 10.07.2020 in CWP No.9558 of 2020 in case titled as '**Birender Singh versus G. Ganesan**'.
3. Learned counsel contends that despite order dated 10.07.2020, directing the competent authority to take a final decision on the grievance of the petitioner within 04 weeks, needful has not been done, therefore, the respondents are liable to be proceeded against under the Contempt of Courts Act, 1971 for intentional and willful defiance of order dated 10.07.2020 in CWP No.9558 of 2020.
4. Notice to the respondent to show cause as to why proceedings under the Contempt of Courts Act, 1971 be not initiated against him for intentional and willful defiance of order dated 10.07.2020

5. Mr. Vivek Chauhan, learned Addl. A.G., Haryana, accepts notice and has placed on record copy of order dated 10.12.2020, rejecting the claim of the petitioner, as made in CWP No.9558 of 2020. The same is taken on record. Copy thereof supplied to learned counsel for the petitioner, who on perusal of the same, states that in the circumstances, he does not press the contempt petition and may be permitted to challenge order dated 10.12.2020, in accordance with law.

6. In view of the position as noted above, as well as the statement of learned counsel for the petitioner, the contempt petition is ***disposed of***, as not pressed, while granting liberty to the petitioner to challenge order dated 10.12.2020, by way of appropriate proceedings, in accordance with law.

(B.S. Walia)
Judge

December 23, 2020

'Rajneesh-Amit'

<i>Whether speaking/ reasoned</i>	:	<i>Yes/No</i>
<i>Whether reportable</i>	:	<i>Yes/No</i>