

COCP No.73 of 2021

Date of Decision : 12.01.2021

Sarwan Singh

...Petitioner

Versus

Rajiv Kumar Verma and others

....Respondents

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

Present : Mr. Mukesh Singla, Advocate for the petitioner.

Mr. Aditya Sharda, AAG, Punjab.

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 10 & 12 of the Contempt of Courts Act, 1971 read with Article 215 of the Constitution of India, is for initiation of proceedings against the respondents for intentionally and willfully disobeying order (Annexure P-1) dated 02.12.2008 in (PIL) CWP No.13121 of 1998 in case titled as '***Sarwan Singh and another versus State of Punjab and others***'.

3. Learned counsel refers to paragraph No.12 of the Contempt Petition as also photographs at page Nos.43 & 44 in support of the plea of construction being made by way of encroachments by one Chanchal Kumari in public park No.6. However, the averments in paragraph No.12 and the photographs referred to above are wholly insufficient for initiating contempt proceedings.

contempt petition by directing the Executive Officer, Municipal Council, Phaghwara, to verify the averments of unauthorized construction being made in public park No.6 by one Chanchal Kumari and if found correct to take appropriate action in respect thereto, in accordance with law, within a period of 03 months from the date of receipt of certified copy of this order.

6. Contempt petition is *disposed of* with the aforementioned directions.

(B.S. Walia)
Judge

January 12, 2021
'Rajneesh'

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