

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCP-60-2021

Date of Decision: 12.01.2021

Manjeet Kumar

...Petitioner

vs.

Gunish

...Respondent

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

Present: Mr. Jasbir Mor, Advocate for the petitioner.

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 Sections 11 and 12 of the Contempt of Courts Act, 1971 read with Article 215 of the Constitution of India, is for initiating action against the respondent for intentional and willful disobedience of order dated 11.11.2020, in CWP-19200-2020.

3. Learned counsel contends that vide order dated 11.11.2020, CWP-19200-2020, was disposed of by directing the respondents to decide representation dated 04.11.2020, in accordance with law, within four weeks from the date of receipt of certified copy of the order by passing a speaking order, but despite lapse of the aforementioned period of time and repeated representations, needful has not been done, therefore, the respondent is liable to be proceeded against under the Contempt of Courts Act, 1971, for intentional and willful defiance of order dated 11.11.2020, in CWP-19200-2020.

4. Issue notice to the respondent to show cause as to why proceedings

under the Contempt of Courts Act, 1971 be not initiated against him for non-compliance with order dated 11.11.2020, in CWP-19200-2020.

5. Mr. Vivek Chauhan, learned Addl. AG, Haryana, accepts notice on behalf of the respondent and has produced copy of order dated 31.12.2020, rejecting the claim of the petitioner. The same is taken on record and copy thereof supplied to learned counsel for the petitioner, who on perusal of the same, prays for permission to withdraw the Contempt Petition with liberty to challenge order dated 31.12.2020, by way of appropriate proceedings, 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as noted above as well as the statement of learned counsel for the petitioner, the Contempt Petition is dismissed as withdrawn with the liberty as prayed for.

(B.S. Walia)
Judge

12.01.2021

'Rajesh-PS-amit'

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