

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCP No.96-2021

Date of Decision : 14.01.2021

Kehar Singh

...Petitioner

Versus

Karanjit Singh Kaler

....Respondent

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

Present : Mr. Onkar Rai, 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 Covid-19 pandemic.

2. Learned counsel contends that despite order dated 23.01.2020 allowing CWP-20002-2016 and holding the petitioner entitled to interest @ 9% per annum from the date the amount became due till the date payment was actually released to the petitioner by the respondents, needful has not been done till date despite lapse of a period of close to one year and repeated representations, therefore, the respondent is liable to be proceeded against under the Contempt of Courts Act, 1971, for intentional and willful defiance of order dated 23.01.2020 in CWP-20002-2016

3. 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 intentional and willful non-compliance with orders dated 23.01.2020 in CWP-20002-2016.

4. Ms. Deepali Puri, Addl. AG, Punjab, accepts notice on behalf of

the respondent and on instructions from the respondent states that cheque for a sum of Rs.73,065/- on account of interest in terms of order dated 23.01.2020 in CWP No.20002-2016 is ready and can be collected by the petitioner at any time today or any other day as per the convenience of the petitioner.

5. The same satisfies learned counsel for the petitioner, who states that in view of the assurance held out by the respondent through learned Addl. AG, Punjab, he does not press the Contempt Petition and the same may be disposed of as such at this stage while granting liberty to the petitioner to move an application for revival of the Contempt Petition, if the circumstances of the case, so warrant.

6. Accordingly, in view of the position as noted above as well as the statement of learned counsel for the parties, the Contempt Petition is disposed of as not pressed at this stage. In case the petitioner approaches the respondent any time today or thereafter, cheque for the aforementioned amount as per assurance held out by the respondent through the learned Addl. A.G. be handed over to the petitioner forthwith. Needless to mention that in case the needful is not done, the petitioner would be at liberty to move an application for revival of the Contempt Petition.

(B.S. Walia)
Judge

14.01.2021

'Rajesh-PS'

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