

COCP No.131 of 2021
Date of Decision : 19.01.2021

Nachhattar Singh and others ...Petitioners

Versus

Vikas Partap and othersRespondents

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

Present : Mr. Chaman Lal Sharma, Advocate for the petitioners.

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 lapse of the period of time stipulated in order dated 16.10.2019 in CWP No.21276 of 2019, to decide representation dated 25.03.2018, besides repeated representations, 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 16.10.2019 in CWP No.21276 of 2019.

3. Issue notice to the respondents to show cause as to why proceedings under the Contempt of Courts Act, 1971 be not initiated against them for intentional and willful defiance of order dated 16.10.2019 in CWP No.21276 of 2019.

4. Ms. Deepali Puri, learned Addl. A.G., Punjab, accepts notice on behalf of the respondents and on instructions from respondent No.1 states

that needful could not be done on account of circumstances prevailing due to Corona Virus Pandemic, as well as there being a number of petitioners involved, but in case 03 weeks time is granted, needful would be done and decision taken on the representation would be conveyed to the petitioners with ten days thereafter, besides follow up action, as may be required pursuant to the decision of the representation would also be taken.

5. The same satisfies learned counsel for the petitioners, who states that in the circumstance, he does not press the contempt petition and the same may be disposed of, as such, at this stage with a direction to the respondents to adhere to the assurance and to decide representation dated 25.03.2018 within 03 weeks from today and to convey the decision on the same to the petitioners, as also to take follow up action, as may be required pursuant to the decision of the representation in a time bound manner, while granting liberty to the petitioners to move an application for revival of the contempt petition, if the circumstances of the case, so warrant.

6. In view of the position as noted above, as well as statement of learned counsel for the parties, the contempt petition is disposed of as not pressed, at this stage, while directing respondent No.1 to decide representation dated 25.03.2018 within 03 weeks from today, as per assurance held out by him through learned State Counsel and to convey decision taken thereon to the petitioners within ten days thereafter as also to take follow up action, as may be required pursuant to the decision of representation dated 25.03.2018 within a period of 04 weeks, thereafter.

Needless to mention, in case, needful is not done within the stipulated period of time, the petitioners would be at liberty to move an application for revival of the contempt petition.

(B.S. Walia)
Judge

January 19, 2021
'Rajneesh'

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