

COCp No.209 of 2021(O&M)
Date of Decision : 29.01.2021

Jaspreet Kaur and others

...Petitioners

Versus

Husan Lal and another

....Respondents

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

Present : Mr.Gaurv Sharma, Advocate for the petitioners.

B.S. Walia, J. (VC)

1. Case is being taken up for hearing through Video Conferencing due to the Covid-19 pandemic.

2. Learned counsel contends that despite order (Annexure P-1) dated 08.10.2020 in CWP No.16528 of 2020, directing the Director, Health and Family Welfare, Punjab, to decide the claim of the petitioners made in legal notice dated 22.06.2020, in accordance with law, preferably within 01 month, needful has not been done, till date, despite lapse of the stipulated period of time, besides repeated representations, therefore respondent No.1 is liable to be proceeded against under the Contempt of Courts Act, 1971 for intentional and willful defiance of order dated 08.10.2020 in CWP No.16528 of 2020.

3. Issue notice to respondent No.1 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 08.10.2020

4. Ms. Deepali Puri, learned Addl. A.G., Punjab, accepts notice on behalf of the respondents and on instructions from respondent No.2 states that needful could not be done earlier on account of large number of claimants but in case, 02 weeks' time is granted, needful would be done and decision taken on the claim made in the legal notice dated 22.06.2020 would also be supplied to the petitioners.

5. The same satisfies learned counsel for the petitioners, who states that in the circumstances, he does not press the contempt petition and the same may be disposed of as such, while directing respondent No.2 to adhere to the assurance held out by him through learned State Counsel and to decide the claim made in legal notice dated 22.06.2020 in a time bound manner.

6. In view of the statement of learned counsel for the petitioners, the contempt petition is ***disposed of*** as not pressed, at this stage, while directing respondent No.2 to adhere to the assurance held out by him through learned State Counsel and to decide the claim made in the legal notice dated 22.06.2020 within 04 weeks from today and to furnish a copy of the decision taken thereon to each of the petitioners within 10 days thereafter. However, in case, the 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 29, 2021

'Rajneesh'