

COCP No.631 of 2021

Date of Decision : 22.04.2021

Hardeep Singh and another

...Petitioners

Versus

Manpreet Singh

....Respondent

Coram : Hon'ble Mr. Justice B.S. WaliaPresent : Mr. Arun Bansal, Advocate and Mr. Anubhav Bansal, Advocate
for the petitioners.

B.S. Walia, J. (VC)

1. Case is being taken up for hearing through Video Conferencing due to Covid-19 pandemic.
2. Prayer in the petition under Section 2 read with Section 12 of the Contempt of Courts Act, 1971 and Article 215 of the Constitution of India, is for initiating action against the respondent for not complying with orders dated 28.01.2021 in CWP No.1883 of 2021.
3. Learned counsel contends that vide order dated 28.01.2021, CWP No.1883 of 2021 was disposed of by directing the respondent to take a decision on complaint dated 31.05.2020 (Annexure P-2) submitted by the petitioner, as expeditiously as possible but till date, 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 28.01.2021 in CWP No.1883 of 2021.
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 intentional and willful defiance of order dated 28.01.2021 in CWP No.1883 of 2021.

5. Ms. Anju Arora, learned Addl. AG, Punjab, accepts notice and has forwarded a copy of reply along with (Annexures R-1 to R-4) by whatsapp. The same is taken on record. Copy thereof supplied to learned counsel for the petitioners.

6. Learned State Counsel states that pursuant to order dated 28.01.2021, enquiry report (Annexure R-1) dated 05.10.2020 was processed whereafter decision was taken to suspend the Panchayat Secretary vide order (Annexure R-2) dated 17.02.2021 and charge sheet was issued to the Panchayat Secretary (Annexure R-3) dated 03.03.2021, while show cause notice (Annexure R-4) has been issued to the Sarpanch dated 10.03.2021 and that in the circumstances, no further orders are called for in the contempt petition and the proceedings initiated against the Panchayat Secretary and the Sarpanch would be taken to their logical conclusion, expeditiously.

7. In the light of the position noted above, learned counsel for the petitioners states that he does not press the contempt petition in view of there having been substantial compliance with orders dated 28.01.2021, directing decision on complaint dated 31.05.2020.

8. Accordingly, in view of the position noted above, especially of there being substantial compliance with order dated 28.01.2021 by initiating action, as referred to above, no further orders are called for in the contempt petition. Accordingly, the contempt petition is disposed of.

9. Rule discharged.

(B.S. Walia)
Judge

22.04.2021

'Rajneesh'

RAJNEESH SHARMA
2021.04.23 13:28
I attest to the accuracy and
integrity of this document

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