227 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCP-1364-2021
Date of Decision: 06.10.2021

Jitender Singh Dangi …Petitioner

vs.

Lalit Swaich …Respondent

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

Present: Mr. Naveen Bawa, Advocate for the petitioner.

Mr. Pawan Kumar Longia, DAG, Haryana.

B.S. Walia, J. (Oral)

1. Prayer in the petition is for initiating proceedings against the respondent for intentional and willful defiance of order dated 02.02.2021, in CWP-2396-2021.

2. Learned counsel contends that vide order Annexure P/1 dated 02.02.2021, CWP-2396-2021 was disposed of by directing respondent No.2, Deputy Commissioner, Sonipat, to look into representation dated 15.01.2021, and pass speaking order thereon in accordance with law, within a period of three months from the date of receipt of certified copy of the order and on failure of the respondent to do the needful, the instant petition was filed but now the respondent has passed order dated 28.07.2021, deciding representation dated 15.01.2021, submitted by the petitioner, by accepting the claim of the petitioner and transferring the arms license in his name.

3. Learned counsel contends that in the circumstances, the petitioner is not interested in pursuing the contempt petition and the same may be disposed of as such.

4. Reply filed mentions that although as per the order of this Court

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dated 02.02.2021, representation dated 15.01.2021, was required to be decided within three months from the date of receipt of certified copy of the order, but certified copy of the order was received in the office of the respondent on 22.02.2021, whereas the respondent took charge as District Magistrate, Sonipat on 05.06.2021 and since the police report was very old, a new report was called from the Superintendent of Police, Sonipat, vide memo No.8814/PLA dated 07.07.2021 and the same was received 27.07.2021. Thereafter, order was passed on 28.07.2021. The respondent has also stated that he has highest regard for the orders passed by the High Court and cannot even think of disobeying the same and further that if the court comes to the conclusion that the respondent has committed any act which tantamount to contempt of court, then the respondent tenders an unconditional, unqualified and sincere apology and the same may kindly be accepted.

5. I have considered the submissions of learned counsel for the parties.

6. In view of compliance by the respondent on 28.07.2021, after receiving fresh report on 27.07.2021, there is sufficient compliance with the order of this Court dated 02.02.2021 and as such, no action under the Contempt of Courts Act, 1971, is called for against the respondent. Contempt petition disposed of accordingly.

7. Rule discharged.

(B.S. Walia)
Judge

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

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