

COCF No.1365 of 2021
Date of Decision : 02.08.2021

Ravinder Singh ...Petitioner

Versus

Mahavir Singh and anotherRespondents

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

Present : Ms. Alka Chatrath, Advocate for the petitioner.
Mr. Naveen Kumar Sheoran, DAG, Haryana.

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 12 of the Contempt of Courts Act, 1971 is for initiating action against the respondents for willfully, deliberately and intentionally violating order, Annexure P/1 dated 02.03.2020 in CWP No.5831 of 2020.
3. Learned counsel contends that vide order Annexure P/1 dated 02.03.2020, CWP No.5831 of 2020 was disposed of by directing respondent No.2 i.e. the Director, Elementary Education, Haryana to examine the claim of the petitioner against the backdrop of legal notice dated 05.10.2019 and to take a final decision thereupon expeditiously and in any case within 2 months from the date of receipt of the certified copy of the order but the needful was not done, therefore, the instant petition was filed.

4. Today, learned State Counsel has filed copy of order dated 30.07.2021 rejecting the claim of the petitioner as made in legal notice dated 05.10.2019. The same is taken on record. Copy thereof supplied to learned counsel for the petitioner. Learned State counsel in the circumstances states that order, Annexure P/1 dated 02.03.2020 in CWP No.5831 of 2020 having been complied with, no action is warranted against the respondents under the Contempt of Courts Act, 1971.

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

6. Admittedly, order dated 30.07.2021 has been passed in compliance of order, Annexure P/1 dated 02.03.2020 in CWP No.5831 of 2020 rejecting the claim of the petitioner though belatedly. Since, order dated 30.07.2021 has been passed, therefore, no action under the Contempt of Courts Act, 1971 is called for against the respondents. Accordingly, the contempt petition is ***disposed of*** as such while granting liberty to the petitioner to challenge order dated 30.07.2021 by way of appropriate proceedings in accordance with law.

7. Rule discharged.

(B.S. Walia)
Judge

02.08.2021

'Amit'

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