

221 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCF No.1382 of 2021
Date of Decision : 16.08.2021

N. Balasubramanian ...Petitioner

versus

Dr. Rohtash Kanwar YadavaRespondent

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

Present : Mr. Ashish Sindher, Advocate for the petitioner.
Mr. Pawan Kumar Longia, 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 Sections 11 & 12 of the Contempt of Courts Act, 1971 is for initiating action against the respondent for intentional and willful defiance of order (Annexure P-2) dated 02.03.2021 in CWP No.2447 of 2021.

3. Learned counsel contends that CWP No.2447 of 2021 was disposed of vide order dated 02.03.2021, by directing the Director, Pandit Bhagwat Dayal Sharma, Post Graduate Institute of Medical Sciences, Rohtak, to decide the claim made in the legal notice dated 27.10.2020 filed by the petitioner in accordance with law/relevant rules within 02 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 vide order dated 11.08.2021, the respondent has passed order rejecting the claim made in the legal notice, therefore, the petitioner is not interested in pursuing the contempt petition and the same may be disposed of as such, while granting liberty to the petitioner to challenge order dated 11.08.2021 by way of appropriate proceedings, in accordance with law.

4. Learned State Counsel also contends that in view of order dated 02.03.2021 passed by this Court in CWP No.2447 of 2021 having been complied with by passing order dated 11.08.2021, no action is called for against the respondent under the Contempt of Courts Act, 1971.

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

6. In view of the position noted above, as well as statement of learned counsel for the petitioner, no action under the Contempt of Courts Act, 1971 is called for against the respondent as there is sufficient compliance of order of this Court dated 02.03.2021 in CWP No.2447 of 2021.

7. Accordingly, the contempt petition is *disposed of* as such, while granting liberty to the petitioner to challenge order dated 11.08.2021 by way of appropriate proceedings in accordance with law.

8. Rule discharged.

(B.S. Walia)
Judge

16.08.2021

'Rajneesh/Amit'

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