

125 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCp No.1555 of 2021
Date of Decision : 02.08.2021

Gaurav Gupta & Ors.

...Petitioners

Versus

Dr. Varinder Kumar Kaushik, Registrar,
Punjabi University, Patiala & Ors.

....Respondents

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

Present : Mr. Anirudh Gupta, 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 12 of the Contempt of Courts Act, 1971 is for initiating action against the respondents for intentionally, willfully and deliberately disobeying order, Annexure CP/1 dated 27.10.2020 in CWP No.17607 of 2020.
3. Learned counsel for the petitioners contends that vide order Annexure CP/1 dated 27.10.2020, CWP No.17607 of 2020 was disposed of by granting liberty to the petitioners to file comprehensive representations as regards their claim and directing respondent No.3 in the writ petition to examine and take a final decision thereupon by passing a speaking order within three months from the date of submission of such representations.
4. Learned counsel for the petitioner fairly concedes that no comprehensive representations were filed by the petitioners after passing

of order Annexure CP/1 dated 27.10.2020 in CWP No.17607 of 2020 but the petitioners submitted reminder to the respondents vide Annexure CP/3 dated 02.04.2021 to decide the representations submitted by them prior to the filing of the writ petition, but no decision has been taken on the claim of the petitioners, therefore, the respondents are liable to be proceeded against under the Contempt of Courts Act, 1971.

5. Issue notice to respondent No.3 to show cause as to why proceedings under the Contempt of Courts Act, 1971 be not initiated against him for non-compliance of order Annexure CP/1 dated 27.10.2020 in CWP No.17607 of 2020.

6. Mr. Ajaivir Singh, Advocate who is present accepts notice on behalf of respondent No.3 and has filed copies of 20 orders passed in the months of April, 2021 to July, 2021 accepting the claim of the petitioners. The same are taken on record. Copies thereof supplied to learned counsel for the petitioners who states that in the circumstances, he does not press the instant contempt petition and the same may be disposed as such. Learned counsel appearing for respondent No.3 also assures that the benefit as is admissible to the petitioners in terms of orders passed in their favour by respondent No.3, if not already released, would be acted upon and the benefits admissible to the petitioners, would be released within four weeks from today.

7. In view of the position noted above as well as the statement of learned counsel for the parties, no action under the Contempt of Courts Act, 1971 is

called for against respondent No.3 and the contempt petition is accordingly, ***disposed of as such.***

8. Rule discharged.

02.08.2021

'Amit'

Whether speaking/ reasoned

Whether reportable

:

:

Yes/No

Yes/No

(B.S. Walia)

Judge