

COCp-1861-2021

Date of Decision: 01.09.2021.

SUBHASH AND OTHERS

...Petitioners

vs.

GANESH ANAND ANOTHER

...Respondents

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

Present: Mr. Ashok Kumar Sharma (Bhana), 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 is for initiating proceedings against the respondents for intentional and willful defiance of order dated 17.02.2021 in CWP No. 3697-2021.
3. Learned counsel contends that vide order dated 17.02.2021, CWP No. 3697-2021 was disposed of by directing the respondents to consider the legal notice dated 09.12.2019 served by the petitioners as representation and decide the same in accordance with law by passing a speaking order preferably within two months from the date of receipt of certified copy of the order and on account of failure of the respondents to do the needful the instant contempt petition was filed but now during the pendency of the contempt petition the respondents have passed order dated 28.06.2021 rejecting the claim of the petitioners, therefore, the petitioners are not interest in pursuing the contempt petition and the same may be permitted to be withdrawn with liberty to challenge order dated 28.06.2021 by way of appropriate proceedings in accordance with law.

4. I have considered the submissions of learned counsel and in view of the position noted above, as well as statement of learned counsel for the petitioners, no action under the Contempt of Courts Act, 1971 is called for against the respondents. Accordingly, the contempt petitioner is disposed of as such with the liberty as prayed for.

(B.S. Walia)
Judge

01.09.2021.

'Rajesh'

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