

COCp-2102-2021

Date of Decision :27.09.2021

Jagga Singh

...Petitioner

Versus

Bhupinderpal Singh

....Respondent

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

Present : Mr. A.K. Walia, Advocate for the petitioner.

B.S. Walia, J. (VC)

1. Case is being taken up for hearing through Video Conferencing due to Covid-19 pandemic.

2. Learned counsel contends that although representations dated 11.01.2017, 05.09.2017 and 12.12.2018 have been decided in terms of order, Annexure P/2 dated 24.10.2019 in CWP No.8598 of 2019, financial benefits as per entitlement have not been paid to the petitioner in terms of order passed by the respondents, therefore, the respondents are liable to be proceeded against under the Contempt of Courts Act, 1971 for intentional and willful defiance of order, Annexure P/2 dated 24.10.2019 in CWP No.8598 of 2019.

3. Issue notice to respondent No.1 to show cause as to why proceedings under the Contempt of Courts Act, 1971 be not initiated against him for intentional and willful defiance of order, Annexure P/2 dated 24.10.2019 in CWP No.8598 of 2019.

4. Mr. Anupam Singla, learned Standing Counsel accepts notice on behalf of respondent No.1 and on instructions from respondent No.1

Annexure P-2 dated 24.10.2019 and Annexure P-3 dated 24.12.2020 respectively could not be released due to financial difficulties but the financial benefits would be released to the petitioner, as per his entitlement as aforesaid within a period of 03 months from today.

5. The same satisfies learned counsel for the petitioner, who in the circumstances states that he does not press the contempt petition and prays that the same be disposed of, as such.

6. Accordingly, in the light of the position noted above, the contempt petition is disposed of as not calling for any action under the Contempt of Courts Act, 1971, while directing respondent No.1 to comply with the undertaking made by learned Standing Counsel on his instructions within the stipulated period of time, failing which it would be open to the petitioner to move an application for revival of the Contempt Petition in which eventuality a strict view would be taken of the matter.

7. Rule discharged.

(B.S. Walia)
Judge

27.09.2021

'Amit'

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