

COCP No.2888 of 2020

Date of Decision : 28.01.2021

Parmeshwar Singh and others

...Petitioners

Versus

Garima Singh and others

....Respondents

Coram : Hon'ble Mr. Justice B.S. Walia**Present : Mr. C.L. Sharma, Advocate for the petitioners.**

B.S. Walia, J. (VC)

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

2. Learned counsel contends that despite order dated 20.02.2020 in CWP No.4753 of 2020, to decide the claim of the petitioners as made in the legal notice dated 14.01.2020, by passing a speaking order within 03 months from the date of receipt of certified copy of the order, needful has not been done, despite supply of certified copy of the order, lapse of the stipulated period of time, besides repeated representations.

3. Issue notice to the respondents to show cause as to why proceedings under the Contempt of Courts Act, 1971 be not initiated against them for intentional and willful defiance of order dated 20.02.2020 in CWP No.4753 of 2020.

4. Ms. Deepali Puri, learned Addl. A.G., Punjab, accepts notice on behalf of the respondents and on instructions from respondent No.2 states that the needful could not be done on account of circumstances prevailing due to Corona Virus Pandemic, as also claims of a large

granted, needful would be done and decision taken on the claim of the petitioners as contained in legal notice dated 14.01.2020 would be communicated to the petitioners.

5. The same satisfies learned counsel for the petitioners, who states that in the circumstances, he does not press the contempt petition and the same may be disposed of as such, at this stage, while directing the respondents to adhere to the assurance held out by respondent No.2 through learned State Counsel and take a decision on the claim of the petitioners as made in legal notice dated 14.01.2020 within a stipulated period of time, as also to grant liberty to the petitioners to move an application for revival of the contempt petition, if the circumstances of the case, so warranted.

6. Accordingly, in the light of the position noted above, as well as statement of learned counsel for the petitioners, the contempt petition is ***disposed of*** as not pressed at this stage while directing the respondents to adhere to the assurance held out by respondent No.2 through learned State Counsel and to decide the claim, as made in the legal notice dated 14.01.2020 within 04 weeks from today and to convey the decision taken thereon to the petitioners within 01 week, thereafter. Needless to mention, in case, the needful is not done within the stipulated period of time, the petitioners would be at liberty to move an application for revival of the contempt petition.

(B.S. Walia)
Judge

January 28, 2021

'Rajneesh'

Whether speaking/ reasoned
Whether reportable

: Yes/No
: Yes/No