

COCP No.2868 of 2020

Date of Decision : 27.01.2021

Jhirmal Singh

...Petitioner

Versus

Manjeet Singh

....Respondent

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

Present : Mr. Sanjay Nagpal, Advocate for the petitioner.

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 01.09.2020 in CWP No.13230 of 2020, to decide the claim of the petitioner as made in legal notice dated 11.05.2020, needful has not been done, till date, despite repeated representations, therefore, the respondent is liable to be proceeded against under the Contempt of Courts Act, 1971 for intentional and willful defiance of order dated 01.09.2020 in CWP No.13230 of 2020.

3. Issue notice to the respondent 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 dated 01.09.2020 in CWP No.13230 of 2020.

4. Mr. Aditya Sharda, learned Asstt. A.G., Punjab, accepts notice on behalf of the respondent and has placed on record copy of order dated 25.01.2021 accepting the claim of the petitioner and holding him entitled to Rs.8,81,000/- and further stating that sanction for payment

of the aforementioned payment has been sought from the competent Authority and on receipt of the same, payment would be made through the District Treasury Office, Hoshiarpur.

5. The same satisfies learned counsel for the petitioner, 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 respondent No.3 to ensure expeditious release of the payment.

6. Mr. Aditya Sharda, AAG, Punjab on instructions from respondent No.3 states that needful would be done and payment would be made to the petitioner within six weeks from today.

7. Accordingly, in the light of the statement of learned counsel for the parties, the contempt petition is ***disposed of*** as not pressed, at this stage, while directing the respondent to ensure release of payment to the petitioner as per his entitlement within six weeks from today.

8. Needless to mention, in case, the needful is not done within the stipulated period of time, the petitioner would be at liberty to move an application for revival of the contempt petition.

(B.S. Walia)
Judge

January 27, 2021
'ps-rajesh'

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