

COCP No.2870 of 2020

Date of Decision : 25.01.2021

Gurdev Singh

...Petitioner

Versus

Vikas Garg and others

....Respondents

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

Present : Mr. Raman Goklaney, 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. Prayer in the petition under Sections 10 & 12 of the Contempt of Courts Act, 1971, is for initiating action against the respondents for intentional and willful defiance of order dated 13.08.2020 in CWP No.11742 of 2020.
3. Learned counsel contends that vide order (Annexure P-1) dated 13.08.2020, Civil Writ Petition No.11742 of 2020 was disposed of by directing the Registrar Cooperative Societies, to consider the case of the petitioner and decide representation dated 14.07.2020, in accordance with law, within 02 months from the date of receipt of certified copy of the order and in case of finding the petitioner entitled to the dues as claimed, the same be released to the petitioner within 06 weeks thereafter along with interest @ 6% per annum. Learned Counsel contends that the instant petition was filed on account of the needful not having been done within the stipulated period of time but now in view of 60% of the retiral

benefits having been released to the petitioner on 12.01.2021, with the assurance that balance payment as per entitlement would be released within 04 weeks, the petitioner may be permitted to withdraw the contempt petition, at this stage, with liberty to move an application for revival of the same, if the circumstances of the case, so warrant.

4. Accordingly, in view of the statement of learned counsel for the petitioner, the contempt petition is *dismissed as withdrawn* with the liberty, as prayed for.

(B.S. Walia)
Judge

January 25, 2021
'Rajneesh'

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