

COCN-10-2021

Date of Decision: 06.01.2021.

Surjit Singh

...Petitioner

vs.

Deepti Uppal and another

...Respondents

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

Present: Mr. Lakhwinder S. Lakhanpal, 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 pandemic Covid-19.

2. Learned counsel contends that despite order dated 13.10.2020, in CWP-13940-2020, directing the Deputy Commissioner, Kapurthala and SDM, Kapurthala, to decide representations dated 19.06.2020 and 11.08.2020, within one month from the date of receipt of certified copy of the order, needful has not been done, therefore, the respondents are liable to be proceeded against under the Contempt of Courts Act, 1971, for intentional and willful defiance of order dated 13.10.2020, in CWP-13940-2020.

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 non-compliance with orders dated 13.10.2020, in CWP-13940-2020.

4. Mr. Aditya Sharda, learned Asstt. AG, Punjab, accepts notice on behalf of the respondents and on instructions from respondent No.2 states that decision has been taken by respondent Nos.1 and 2 on the representations of the petitioner dated 19.06.2020 and 11.08.2020 and

that demarcation has also been carried out pursuant thereto. Learned State counsel further states that copy of decision taken on the representations of the petitioner dated 19.06.2020 and 11.08.2020, would be supplied to the petitioner, within 10 days from today.

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 with a direction to respondent No.2 to adhere to the assurance held out through the learned Asstt. AG, Punjab, to supply a copy of the decision taken on the representations of the petitioner dated 19.06.2020 and 11.08.2020, within 10 days from today as also by granting liberty to the petitioner to move an application for revival of the Contempt Petition, if the circumstances of the case, so warrant.

6. Accordingly, in view of the statement of learned counsel for the parties, the Contempt Petition is disposed of as not pressed at this stage while directing respondent No.2 to adhere to the assurance held out by him through learned Asstt. AG, Punjab to supply a copy of the decision taken on the representations of the petitioner dated 19.06.2020 and 11.08.2020, to the petitioner, within 10 days from today. 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

06.01.2021
'Rajesh-PS'