

COCP No.4141 of 2019

Date of decision: 15.09.2021

Radha Devi and another

.... Petitioners

Versus

Deepak Hilori and others

.... Respondents

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

Present : Mr. Barjinder Singh, Advocate for the petitioners.
Mr. Aditya Sharda, AAG, Punjab.

B.S. Walia, J. (VC)

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

[2] Learned counsel for the petitioners contends that the instant contempt petition under Article 215 of the Constitution of India read with Sections 10 and 12 of the Contempt of Courts Act, 1971, was filed for initiating action against the respondents for intentional and willful defiance of order (Annexure P-1) dated 29.01.2019, but in the meantime, steps have been taken by the official respondents, leading to arrest of 05 out of the 09 accused, one accused has died and raids are being conducted to arrest the other co-accused, therefore, in the circumstances, the petitioners do not wish to pursue the contempt petition and the same may be disposed of by directing the official respondents to take the investigation to its logical conclusion and action in respect thereto in accordance with law against the remaining accused and further to provide protection to the petitioners, in case situation so warrants, on representation being made by them to the

[3] Learned AAG states that he has no objection to the prayer made by learned counsel for the petitioners.

[4] Accordingly, in the light of the position noted above, as well as statements of learned counsel for the parties, the instant petition is disposed of as not calling for any orders under the Contempt of Courts Act, 1971 except directing respondent Nos.1 & 2 to ensure completion of investigation and to take action in respect thereto in accordance with law qua the remaining accused as also that in the eventuality of representation being received from the petitioners with regard to threat to their life and liberty at the hands of any of the accused or any other person connected with the accused, the concerned respondents would assess the threat perception to the petitioners forthwith and if the circumstances of the case so warrant, provide police protection to the petitioners without any delay.

[5] Petition stands *disposed of* as not calling for any further orders except to the extent as noted above.

[6] *Rule discharged.*

(B.S. Walia)
Judge

15.09.2021
'Rajneesh/Amit'

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