

COCP-10-2020

Date of Decision : 08.03.2022

R.K. Caterers

...Petitioner

versus

Anirudh Tewari and Ors.

....Respondents

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

Present : Mr. Rajinder Sharma, Advocate for the petitioner.

Mr. Aditya Sharda, Asstt. A.G., Punjab.

B.S. Walia, J. (VC)

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

2. Prayer in the petition under Sections 10 and 12 of the Contempt of Courts Act, 1971 is for initiating proceedings against the respondent for intentional and willful defiance of order, Annexure P/1 dated 05.09.2019, in CWP-24338-2019.

3. A perusal of order Annexure P/1 dated 05.09.2019 reveals that CWP-24338-2019, was disposed of by directing the respondent to look into the grievance of the petitioner in the backdrop of legal notice dated 21.05.2019 and take a decision thereon expeditiously and in any case within two months from the date of receipt of certified copy of the order and in case any amount was found due, to release the same to the petitioner forthwith.

4. Learned counsel contends that the instant petition was filed on account of failure of the respondent to do the needful within the

stipulated period of time.

5. On 07.01.2020, the respondent had been directed to submit compliance report. Learned AAG, Punjab, has already filed reply along with copy of order Annexure R/1 dated 26.02.2020, deciding the claim made in legal notice dated 21.05.2019. Learned AAG states that in terms of decision Annexure R/1, payment has also now been released to the petitioner and that in the circumstances, order Annexure P/1 dated 05.09.2019, in CWP-24338-2019, having been complied with, the instant petition be disposed of as not calling for any action against the respondent under the Contempt of Courts Act, 1971.

6. Learned counsel for the petitioner also states that in view of order Annexure P/1 dated 05.09.2019, in CWP-24338-2019, having been complied with, and payment due to the petitioner as per his entitlement also having been received by the petitioner, the petitioner is not interested in pursuing the instant petition and the same may be disposed of as such.

7. I have considered the submissions of learned counsel.

8. In the light of the position noted above, as well as statement of learned counsel for the petitioners, no action is called for against the respondents under the Contempt of Courts Act, 1971. Accordingly, the contempt petition is *disposed of* as such.

9. Rule discharged.

(B.S. Walia)
Judge

08.03.2022

rajesh

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