

[124] IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

COCP No.45 of 2022

Date of Decision :01.02.2022

Devi Sharan ...Petitioner

versus

Puneet Goyal ....Respondent

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

Present : Mr. Sunil Garg, Advocate for  
Mr. Harish Goyal, Advocate for the petitioner.

Ms. Deepali Puri, Addl. Advocate General, Punjab.

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**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 Section 12 of the Contempt of Courts Act, 1971 is for taking action against the respondent for intentionally and willfully disobeying order (Annexure P-1) dated 20.09.2021 in CWP No.18741 of 2021.

[3] Learned Counsel contends that vide order (Annexure P-1) dated 20.09.2021, CWP No. 18741 of 2021 was disposed of by directing the respondents to consider the claim made in legal notice dated 25.11.2020 and decide the same in accordance with law by passing a speaking order preferably within a period of one month from the date of receipt of certified copy of the order and in case, the petitioner was found entitled to payment, to release the same to the petitioner without any delay, as per law.

[4] Learned Counsel contends that pursuant to order (Annexure P-1), he has been supplied order dated 07.01.2022 passed by the Executive Officer, Municipal Council, Gurdaspur accepting the claim of the petitioner as made in legal notice dated 25.11.2020.

[5] Copy of the order as supplied by learned State counsel to learned counsel for the petitioner, is taken on record. Learned counsel for the petitioner states that in view of order dated 07.01.2022 having been passed by Executive Officer, Municipal Council, Gurdaspur accepting the claim of the petitioner, the petitioner is not interested in pursuing the contempt petition and the same may be disposed of as such while directing the competent authority to release payment to the petitioner as per entitlement in terms of order dated 07.01.2022.

[6] Learned Addl. Advocate General, on instructions from the Executive Officer, Municipal Council, Gurdaspur states that payment to the petitioner as per entitlement in terms of order dated 07.01.2022 would be released to the petitioner within six weeks from today.

[7] The same satisfies, learned counsel for the petitioner.

[8] In the light of position noted above as well as statement of learned counsel for the parties, no action under the Contempt of Courts Act, 1971 is called for against the respondent.

[9] Accordingly, the contempt petition is disposed of as such while directing the respondent to ensure release of payment to the petitioner as per his entitlement in terms of order dated 07.01.2022 passed by the Executive Officer, Municipal Council, Gurdaspur within six weeks from today.

**(B.S. Walia)**  
**Judge**

01.02.2022

*Rajesh/Jyoti-II*

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