

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

COCN No.816 of 2009  
Date of Decision :02.12.2022

Parth Singh and another ...Petitioners

versus

Rajan Gupta, IAS and another ....Respondents

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

Present : None for the petitioners.  
Mr. Manish Dadwal, Asstt. AG, Haryana.  
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B.S. Walia, J. (Oral)

[1] Prayer in the petition is for initiation of proceedings against the respondents for intentional and willful defiance of order, Annexure P-1, dated 13.01.2009, in CWP No.446 of 2009.

[2] A perusal of order (Annexure P-1) reveals that CWP No.446 of 2009 was disposed of with a direction to the Commissioner & Director General, School Education, Haryana, Chandigarh, to consider and decide the legal notice served by the petitioners by passing a speaking order within three months from the date of receipt of certified copy of the order along with a copy of the legal notice.

[3] Learned Asstt. AG, Haryana, refers to order (Annexure R-1) dated 08.07.2009 attached with the reply filed by respondent No.2, as per which, the claim of the petitioners as made in the legal notice was rejected in terms of the decision of Hon'ble the Supreme Court in SLP No.29874 of 2009 decided on 22.08.2012 in case titled as 'State of Haryana versus Hanumant Singh'.

[4] Learned Asstt. AG, Haryana, contends that in the

complied with, no action is called for against the respondents under the Contempt of Courts Act, 1971. Learned Asstt. AG, Haryana, further states that reply already stands furnished to learned counsel for the petitioners.

[5] However, none is present on behalf of the petitioners.

[6] In view of the position noted above, as well as statement of learned Asstt. AG, Haryana, no useful purpose would be served by adjourning the matter.

[7] Accordingly, the instant petition is *disposed of* as not calling for any action against the respondents under the Contempt of Courts Act, 1971. However, liberty is granted to the petitioners to challenge order (Annexure R-1) dated 08.07.2009 by way of appropriate proceedings, in accordance with law, if so advised.

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

02.12.2022

'Rajneesh'

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