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

COCP No.145 of 2022
Date of Decision : 04.03.2022

Rajinder Kumar Sharma and others …Petitioners

versus

Sarvjit Singh, IAS and others ….Respondents

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

Present : Mr. Gurjinder Singh Chahal, Advocate for the petitioners.
Mr. Aditya Sharda, Asstt. A.G., Punjab.

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B.S. Walia, J.

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

[2] Prayer in the petition under Sections 10 & 12 of the Contempt of Courts Act, 1971 read with Section 151 CPC, is for initiating proceedings against the respondents for intentional and willful defiance of order (Annexure P-1) dated 18.11.2021 in CWP No.23473 of 2021.

[3] A perusal of order (Annexure P-1) dated 18.11.2021 reveals that CWP No. 23473 of 2021 was disposed of by directing the respondents to consider legal notice dated 02.09.2021 as representation filed on behalf of the petitioners and to decide the same in accordance with law by passing a speaking order, preferably, within 01 month from the date of passing of the order in the writ petition and in case, the petitioners were held entitled to the relief claimed and there was no impediment for grant of the same, then to release relief to the petitioners without any delay.

RAJNEESH SHARMA
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integrity of this document

[4] On 02.03.2022, learned Asstt. A.G., Punjab, had sought time to obtain instructions.

[5] Today, learned Asstt. A.G., Punjab, has placed on record copies of orders of different dates, deciding the legal notice dated 02.09.2021 and rejecting the claim made therein. Orders passed (14 in number), deciding the claim of the petitioners as contained in legal notice dated 02.09.2021 are taken on record. Copies thereof handed over to learned counsel for the petitioners, who on perusal thereof states that the petitioners are not interested in pursuing the contempt petition and the same may be disposed of as such, while granting liberty to the petitioners to challenge the orders, rejecting the claim of the petitioners, as contained in legal notice dated 02.09.2021.

[6] I have considered the submissions of learned counsel. Although, notice has yet not been issued in the instant case, however, in the meantime, orders have been passed, deciding the claim of the petitioners as contained in legal notice dated 02.09.2021.

[7] Accordingly, in the light of the position noted above, as well as statement of learned counsel for the petitioners, the instant petition is *disposed of* as not calling for any action against the respondents under the Contempt of Courts Act, 1971 while granting liberty to the petitioners to challenge orders, deciding the claim made in the legal notice dated 02.09.2021 by way of appropriate proceedings, in accordance with law.

(B.S. Walia)
Judge

04.03.2022

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'Rajneesh'

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