

COCP-288-2020

Date of Decision : 07.07.2022

Dr. Priti Nath and others

...Petitioners

versus

Ankur Gupta and others

....Respondents

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

Present : Mr. Sameer Sachdeva, Advocate for the petitioners.

Mr. Pawan Kumar Longia, DAG, Haryana.

B.S. Walia, J. (Oral)

1. Prayer in the petition is for initiating proceedings against the respondent for intentional and willful defiance of order, Annexure P-1, dated 02.09.2019, in CWP-23815-2019.

2. A perusal of order Annexure P-1 dated 02.09.2019, reveals that CWP-23815-2019, was disposed of by directing respondent No.1 to consider and decide legal notice dated 18.01.2019, by passing a well reasoned and speaking order within two months from the date of receipt of certified copy of the order and in case the representation was not decided within the stipulated period of time, costs of Rs.25,000/- were to be paid by the concerned officer to the petitioners.

3. Learned DAG, Haryana, has filed reply along with copy of speaking order dated 24.02.2020, rejecting the claim of the petitioner. Learned DAG, Haryana, further states that costs of Rs.25,000/- were also paid as is evident from receipt Annexure R/4 dated 28.06.2022, on account of non-passing of the speaking order within the stipulated period

of time.

4. Learned counsel for the petitioners states that in view of speaking order Annexure R/3 dated 24.02.2020 having been passed besides, costs of Rs.25,000/- having been paid by the respondents to petitioner No.1 on behalf of all the petitioners, the petitioners are not interested in pursuing the instant petition and may be permitted to withdraw the same, with liberty to challenge order Annexure R/3 dated 24.02.2020, by way of appropriate proceedings, in accordance with law.

5. In view 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 as prayed for.

6. Rule discharged.

(B.S. Walia)
Judge

07.07.2022
rajesh

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