

COC-151-2022

Date of Decision : 03.02.2022

Varindra Parveen and others

...Petitioners

versus

Sukhjital Singh (DPI-SE)

....Respondent

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

Present : Mr.Nitesh Singla, Advocate for the petitioners.

Mr. Navdeep Chhabra, DAG, 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 Article 215 of the Constitution of India read with Section 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 11.08.2020, in CWP-8299-2020.

3. A perusal of order Annexure P/1 reveals that CWP-8299-2020 was disposed of vide order dated 11.08.2020, by directing the respondent to treat the legal notice dated 22.01.2020, served by the petitioners as a representation and to dispose of the same in accordance with law by passing a speaking order preferably within a period of three months from the date of receipt of certified copy of the order.

4. Admittedly notice has not yet been issued in this case.

5. At the outset, learned counsel for the petitioners states that

the petitioners were not aware that the respondent had already passed

order dated 16.03.2021, in terms of order of this Court dated 11.08.2020, in CWP-8299-2020, rejecting the claim of the petitioners, therefore, in the circumstances, 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 order dated 16.03.2021, passed by the respondent, by way of appropriate proceedings, in accordance with law.

6. In view of decision having been taken by the respondent on 16.03.2021, in compliance of order of this Court dated 11.08.2020, in CWP-8299-2020 as well as statement of learned counsel for the petitioners, no action under the Contempt of Courts Act, 1971, is called for against the respondent. Accordingly, the contempt petition is disposed of as such with the liberty as prayed for.

(B.S. Walia)
Judge

03.02.2022
rajesh

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