

Mandeep Kumar

...Petitioner

vs.

Isha Kamboj

...Respondent

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

Present: Mr. Naveen Daryal, Advocate for
Mr. Mazlish Khan, Advocate for the petitioner.

Mr. Pawan Kumar Longia, DAG, Haryana.

B.S. Walia, J. (VC)

1. Prayer in the instant petition is for initiating action against the respondent for intentional and willful defiance of order dated 29.08.2019, in CWP-23084-2019, in case titled as Amit Kumar vs. State of Haryana and another, which was disposed of with a direction to the respondents to consider and decide legal notice dated 10.7.2019 and take appropriate action in respect thereto in accordance with law within two months from the date of receipt of certified copy of the order.

2. Reply has been filed on behalf of the respondent contending that the petition is misconceived as order dated 29.08.2019, in CWP-23084-2019, has already been complied with and the legal notice served by Amit Kumar in the said writ petition had already been decided vide order Annexure R1/1 dated 05.02.2020, whereas the petitioner was not a party to the aforementioned writ petition.

3. Learned DAG, Haryana, contends that the contempt petition is liable to be dismissed with exemplary costs as decision in CWP-23084-

2019, violation of which has been complained of, was not filed by the petitioner and the directions in the said writ petition filed by Amit Kumar, was to consider and decide the legal notice served by said Amit Kumar and the same had already been complied with by the respondent by passing speaking order Annexure R1/1.

4. Faced with the aforementioned position, learned counsel appearing on behalf of the petitioner expresses unconditional apology in respect of averments made in paragraph No.3 of the contempt petition and states that the same is due to inadvertent communication error and in the circumstances, the petitioner does not press the instant petition.

5. Notice has not yet been issued in the instant petition.

6. In view of the position noted above as well as statement of learned counsel for the petitioner, the instant petition is dismissed as not pressed.

(B.S. Walia)
Judge

28.03.2022
rajesh

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