

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

COCp-159-2022

Date of Decision : 17.02.2022

Rohit Kapoor ...Petitioner

versus

Manoj Ahuja, IAS and anotherRespondents

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

Present : Mr. Pranav Handa, Advocate for the petitioner.
Mr. Kannan Malik, Advocate for the respondents.

B.S. Walia, J.

[1] Prayer in the petition under Sections 10 & 12 of the Contempt of Courts Act, 1971 is for initiating action against the respondents for intentional and willful defiance of order (Annexure P-1) dated 12.11.2021 in CWP No. 18881 of 2021 in case titled as 'Rohit Kapoor versus Central Board of Secondary Education and others'.

[2] A perusal of order (Annexure P-1) dated 12.11.2021 in CWP No. 18881 of 2021 reveals that the writ petition was allowed, non declaration of the result of the petitioner on ground of his not being eligible was quashed and the respondents were directed to declare the result of the petitioner at the earliest and in any case not later than 04 weeks from the date of receipt of a certified copy of the judgment / order.

[3] Learned Counsel contends that the instant petition was filed on account of failure of the respondents to do the needful.

[4] On 03.02.2022, Mr. Kannan Malik, Advocate on the asking of the Court had accepted notice on behalf of the respondents and had sought 02 weeks' time to submit compliance report as well as reply.

is taken on record. Copy thereof supplied to learned counsel for the petitioner.

[6] A perusal thereof reveals that the result of the petitioner has been declared and Marks Statement cum Certificate has been issued to the petitioner on 12.02.2022.

[7] Learned counsel appearing on behalf of the respondents further contends that the certificate issued to the petitioner as Annexure R/1 has also been collected by the petitioner from the Regional Office of the Board on 14.02.2022. It is further been mentioned in the compliance report that the Regional Officer, Central Board of Secondary Education, Mohali holds the Court in the highest esteem and can never think of disobeying any orders and submits an unconditional apology for any error or inadvertent delay. Learned Counsel contends that in the circumstances, no action under the Contempt of Courts Act, 1971 is called for against the respondents.

[8] Learned Counsel for the petitioner also states that in view of the needful having been done and the result of the petitioner having been declared, the petitioner is not interested in pursuing the contempt petition and the same may be disposed of, as such.

[9] I have considered the submissions of learned counsel.

[10] Admittedly, orders (Annexure P-1) dated 12.11.2021 in CWP No. 18881 of 2021 has been complied with by declaration of the result of the petitioner though not within the stipulated period of time.

However, in view of the needful having been done as well as explanation

as statement of learned counsel for the petitioner, I am of the considered view that no action under the Contempt of Courts Act, 1971 is called for against the respondents. Accordingly, the contempt petition is *disposed of*, as such.

[11] *Rule discharged.*

(B.S. Walia)
Judge

17.02.2022
'Rajneesh'

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