

COCP-361-2021

Date of Decision : 05.07.2022

Wazir Singh

...Petitioner

versus

Shatrujeet Kapur and others

....Respondents

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

Present : Mr. Vikas Gulia, Advocate for the petitioner.

Ms. Baani Chhibber Mahajan, Advocate for the respondents.

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B.S. Walia, J. (Oral)

1. Prayer in the petition is for initiating proceedings against the respondents for intentional and willful defiance of order Annexure P/1 dated 18.12.2018, in CWP-32323-2018.

2. A perusal of order Annexure P/1 dated 18.12.2018, reveals that CWP-32323-2018, was disposed of by directing the respondents to pass appropriate speaking order on the claim raised by the petitioner in legal notice dated 08.08.2018, within three months from the date of receipt of certified copy of the order and in case the petitioner was found entitled to any monetary benefits, to release the same to him within next three months.

3. At the outset, learned counsel for the petitioner states that pursuant to notice issued to the respondents, the respondents have filed reply along with copy of speaking order Annexure R/1 dated 29.05.2019, rejecting the claim of the petitioner and that in the circumstances, the

petitioner is not interested in pursuing the instant petition and may be

permitted to withdraw the same, with liberty to challenge order Annexure R/1, dated 29.05.2019, by way of appropriate proceedings, in accordance with law.

4. In view of the position noted above as well as statement of learned counsel for the petitioner, 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 petitioner as prayed for.

5. Rule discharged.

(B.S. Walia)  
Judge

05.07.2022

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