

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COC-256-2022

Date of Decision :04.03.2022

LAKHVIR SINGH AND OTHERS

...Petitioners

versus

VARINDER KUMAR KAUSHIK AND ANOTHER

....Respondents

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

Present : Mr.Dixit Garg, Advocate for the petitioners.

Mr. H.S.Batth, Advocate for the respondent No.1.

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 is for initiating proceedings against the respondent for intentional and willful defiance of order, Annexure P/1 dated 13.12.2021, in CWP-25142-2021.

3. A perusal of order Annexure P/1 dated 13.12.2021 reveals that CWP-25142-2021, was disposed of by directing the respondents to consider legal notice dated 24.11.2021 as a representation and decide the same, in accordance with law by passing a speaking order preferably within one month from the date of receipt of certified copy of the order and in case, the petitioners were found entitled and there was no impediment for grant of relief, to release the same without any delay. Learned counsel contends that the instant petition was filed on account of failure of the respondents to do the needful.

states that claim of the petitioners as contained in legal notice dated 24.11.2021 was decided by respondent No.1 and outstanding payment on account of interest as per entitlement has been released to them on 2.3.2022.

5. In the light of the aforementioned statement of learned counsel for the respondents, learned counsel for the petitioners states that in the circumstances, the petitioners are not interested in pursuing the contempt petition and the same may be disposed of as such.

6. I have considered the submissions of learned counsel.

7. Admittedly order dated 2.3.2022 has been passed in terms of order dated 13.12.2021 in CWP-25142-2021 and payment outstanding on account of interest as per claim made in legal notice dated 24.11.2021 has been made to the petitioners on 2.3.2022.

8. In the light of the position noted above as well as statement of learned counsel for the petitioners, no action under the Contempt of Courts Act, 1971, is called for against the respondents. The contempt petition is disposed of as such.

9. Rule discharged.

(B.S. Walia)
Judge

04.03.2022

Rajesh/gsv

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