

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

COCN No.255 of 2022 (O&M)

Date of Decision : 22.03.2022

Sunder and others

...Petitioners

versus

Tanu Kashyap, Director, Technical Education and
Industrial Training, Punjab.

....Respondent

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

Present : Mr. R.K. Arya, Advocate for the petitioners.
Mr. Aditya Sharda, Asstt. A.G., Punjab

B.S. Walia, J.

[1] Case is being taken up for hearing through Video Conferencing due to Covid-19 pandemic.

[2] Prayer in the petition under Section 12 of the Contempt of Courts Act, 1971 is for initiating action against the respondent for intentional and willful defiance of order (Annexure P-1) dated 02.09.2021 in CWP No.17028 of 2021 in case titled as 'Sunder and others versus State of Punjab and others'.

[3] A perusal of order (Annexure P-1) reveals that CWP No.17028 of 2021 was disposed of vide order dated 02.09.2021 by directing the respondent to consider and decide legal notice dated 20.07.2021 in accordance with law by passing a speaking order preferably within 02 months.

[4] At the outset, learned counsel for the petitioners contends that in view of order (Annexure P-3) dated 10.12.2021, the petitioners

may be permitted to withdraw the instant petition with liberty to seek redress of the grievance of the petitioners by challenging order (Annexure P-3) by way of appropriate proceedings in accordance with law otherwise than by way of a petition under the Contempt of Courts Act, 1971.

[5] The same is not opposed to by the learned AAG.

[6] Accordingly, in view of the statement of learned counsel for the petitioners, the instant petition is *disposed of* as not calling for any action against the respondent under the Contempt of Courts Act, 1971, while granting liberty to challenge order (Annexure P-3) dated 10.12.2021 by way of appropriate proceeding in accordance with law.

(B.S. Walia)
Judge

22.03.2022
'Rajneesh'

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