

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

COCN No.558 of 2020

Date of Decision :02.06.2022

Vinay Kumar Sharma son of Shri Ramesh
Chand Sharma

...Petitioner

versus

Amneet P. Kumar, IAS, Director Secondary
Education, Haryana, Panchkula

....Respondent

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

Present : Mohammad Arshad, Advocate for the petitioner.
Mr. Sandeep Singh Mann, Addl. AG, Haryana.

B.S. Walia, J. (Oral)

[1] Prayer in the petition is for initiating proceedings against the respondent for intentional and willful defiance of order, Annexure P-1, dated 23.09.2019, in CWP No.27087 of 2019 in case titled as '**Vinay Kumar Sharma**versus**State of Haryana and others**'.

[2] A perusal of order (Annexure P-1), reveals that CWP No.27087 of 2019, was disposed of by directing the respondent to decide representation dated 02.02.2019 within 02 months from the date of receipt of certified copy of the order and in case the claim of the petitioner was to be accepted, consequential benefits, if any, were to be released to him in accordance with law whereas if the claim of the petitioner was not accepted, then a well reasoned and speaking order was required to be passed and conveyed to the petitioner forthwith. It was further ordered that in case the representation was not decided within two months, costs of Rs.25,000/- be paid to the petitioner.

[3] Learned Addl. AG, Haryana, refers to postal receipt (Annexure P-2) attached by the petitioner dated 12.10.2019 i.e. the date on which the certified copy of the order was forwarded to the respondents, as also to speaking order (Annexure R-1) dated 27 / 29.11.2019 passed by the Director Secondary Education, Haryana, Panchkula and states that in the circumstances, order of the Writ Court (Annexure P-1) having been complied with, the instant petition be disposed of as not calling for any action against the respondent under the Contempt of Courts Act, 1971.

[4] Learned counsel for the petitioner states that in view of speaking order (Annexure R-1) dated 27 / 29.11.2019 having been passed in compliance of order (Annexure P-1) dated 23.09.2019, in CWP No.27087 of 2019, the petitioner does not press the instant petition and may be permitted to withdraw the same with liberty to challenge speaking order (Annexure R-1) dated 27 / 29.11.2019 by way of appropriate proceedings, in accordance with law.

[5] Accordingly, 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 respondent under the Contempt of Courts Act, 1971, while granting liberty to the petitioner as prayed for.

(B.S. Walia)
Judge

02.06.2022

'Rajneesh'

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