

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

COCN No.711 of 2020

Date of Decision : 14.03.2022

Jatinder Kumar and others ...Petitioners

versus

Krishan Kumar and anotherRespondents

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

Present : None for the petitioners.
Ms. Deepali Puri, Addl. AG, 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 Article 215 of the Constitution of India read with Section 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 10.09.2019 in CWP No.25268 of 2019 in case titled as 'Jatinder Kumar and others versus State of Punjab and others'.

[3] A perusal of order (Annexure P-1) dated 10.09.2019 reveals that CWP No.25268 of 2019 was disposed of by directing the respondents to objectively consider legal notice dated 06.06.2019 by keeping in view contentions raised in the writ petition and to pass a speaking order in respect thereto in accordance with law within 03 months from the date of receipt of certified copy of the order.

[4] Learned Addl. A. G. has filed reply along with order

thereof has already been supplied to learned counsel for the petitioners.

[5] Although, none is present on behalf of the petitioners, message has been received from learned counsel for the petitioners on *whatsapp*, that in view of legal notice dated 06.06.2019 having been decided by the respondents vide order (Annexure R-1), the petitioners are not interested in pursuing the contempt petition and the same may be disposed of as such, while granting liberty to the petitioners to challenge order (Annexure R-1) dated 17.07.2020 by way of appropriate proceedings in accordance with law.

[6] I have considered the submissions of learned counsel and in the light of the position noted above, dispose of the instant petition as not calling for any action against the respondents under the Contempt of Courts Act, 1971, while granting liberty to the petitioners to challenge order dated (Annexure R-1) 17.07.2020 by way of appropriate proceedings in accordance with law.

[8] *Rule discharged.*

(B.S. Walia)
Judge

14.03.2022
'Rajneesh'

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