

COCp-786-2021

Date of Decision : 09.05.2022

Naveen Kumar

...Petitioner

Versus

Yashendra Singh, IAS

....Respondent

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

Present : Mr. R.D. Yadav, Advocate for the petitioner.

Mr. Pawan Kumar Longia, DAG, Haryana.

B.S. Walia, J. (Oral)

1. Prayer in the instant petition is for initiating action against the respondents for intentional and willful defiance of order, Annexure P/1 dated 27.07.2017, in CWP-16397-2017, in case titled as Naveen Kumar vs. State of Haryana and others.

2. A perusal of order Annexure P/1 dated 27.07.2017, reveals that CWP-16396-2017, was disposed of by directing the Deputy Commissioner, Faridabad, to take cognizance of the representation and legal notice dated 30.08.2015, sent by the petitioner, hold a fact finding inquiry and take necessary action, in accordance with law, within three months from the date of receipt of certified copy of the order.

3. Although, notice has not yet been issued, reply has been filed by the respondent along with inquiry report Annexure R/2 dated 07.12.2017 and order Annexure R/1 dated 09.01.2018, rejecting the claim of the petitioner.

4. Learned counsel for the petitioner states that in the circumstances the petitioner is not interested in pursuing the instant

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petition and may be permitted to withdraw the same, with liberty to challenge order Annexure R/1 dated 09.01.2018, 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

09.05.2022

rajesh/rimpal

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