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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCp-802-2021 (O&M)
Date of Decision : 08.02.2022

Shashi Kalra and others ...Petitioners

versus

Sital Singh Sangha and othersRespondents

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

Present : Mr. Sameer Sachdeva, Advocate for the petitioners.

Mr. G.S. Bal, Senior Advocate *assisted by*
Mr. Sewa Singh, Advocate
for respondent Nos.1 & 2.

Ms. Maloo Chahal, DAG, Punjab
for respondent Nos.3 & 4.

B.S. Walia, J. (VC)

[1] Prayer in the petition under Sections 11 & 12 of the Contempt of Courts Act, 1971, is for taking action against the respondents for intentional and willful defiance of judgment (Annexure P-1) dated 27.01.2021 in petition No.104 of 2020.

[2] A perusal of judgment (Annexure P-1) dated 27.01.2021 in petition No.104 of 2020 reveals that the impugned retrenchment / termination orders dated 09.09.2020 had been set aside and the petitioners were directed to be treated in continuous service and also entitled to all allowances as well as back wages.

petition was filed on account of intentional and willful defiance of the aforementioned judgment but during the pendency of the petition, the parties i.e. the petitioners and respondent Nos.1 & 2 have entered into a compromise i.e. Annexure-A along with CM No.838-CII-2022 and that in the circumstances, the petitioners are not interested in pursuing the contempt petition and the same may be disposed of, as such, while directing respondent Nos.1 & 2 to adhere to the compromise (Annexure -A).

[4] Learned Counsel for respondent Nos.1 & 2 also states that in view of amicable settlement of dispute between the petitioners and respondent Nos.1 & 2, no action under the Contempt of Courts Act, 1971 is called for.

[5] I have considered the submissions of learned counsel for the parties.

[6] Admittedly, retrenchment / terminations orders as were impugned in petition No.104 of 2020 were set aside by the learned Educational Tribunal, Punjab vide judgment dated 27.01.2021. Instant Contempt petition was filed on account of failure of respondent Nos.1 & 2 to adhere to the said judgment. During the pendency of the petition, the parties have entered into a compromise (Annexure – A) dated 23.12.2021.

[8] Accordingly, in the light of the position noted above, as well as statement of learned counsel for the parties, no action under the Contempt of Courts Act, 1971 is called for against the respondents.

while directing the respondents to ensure adherence to compromise
(Annexure – A).

[10] *Rule discharged.*

08.02.2022
'Rajneesh'

(B.S. Walia)
Judge

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