

Dharamvir

...Petitioner

versus

Puneet Goyal and another

....Respondents

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

Present : Mr. Ashok Kumar Khunger, Advocate for the petitioner.

B.S. Walia, J. (Oral)

1. Prayer in the petition is for initiating proceedings against the respondents for intentional and willful defiance of order Annexure P/1 dated 23.12.2021, in CWP-26551-2021.

2. A perusal of order Annexure P/1 dated 23.12.2021 reveals that CWP-26551-2021, was disposed of while directing the respondents to consider and decide legal notice dated 08.11.2021, in accordance with law, by passing a speaking order preferably within one month from the date of receipt of certified copy of the order and in case it was found that the petitioner was entitled to the benefit claimed and there was no impediment for the grant of relief, the same be granted to the petitioner without any delay, but needful has not been done till date due to non-availability of funds as evident from order Annexure P/2, and that the same would be released to the petitioner in four monthly installments.

3. Learned counsel contends that needful not having been done by the respondents, they are liable to be proceeded against under the Contempt of Courts Act, 1971.

4. Issue notice to respondent No.2 to show cause as to why

proceedings under the Contempt of Courts Act, 1971 be not initiated against him.

5. Mr. Aditya Sharda, Advocate, accepts notice on behalf of respondent No.2 and on instructions from respondent No.2 states that payment as per entitlement would be released to the petitioner in terms of order dated 23.12.2021, in CWP-26551-2021, within four weeks from today. The same satisfies learned counsel for the petitioner, who states that in the circumstances, the petitioner does not press the instant petition but respondent No.2 be directed to adhere to the assurance held out by him through the learned AAG.

6. Accordingly, in view of the position noted above as well as statement of learned counsel for the parties, the instant petition is disposed of as not calling for any action against respondent No.2 under the Contempt of Courts Act, 1971, while directing respondent No.2 to adhere to the assurance held out by him through the learned AAG and to release payment due to the petitioner as per his entitlement pursuant to order Annexure P/2, within four weeks from today.

(B.S. Walia)
Judge

29.03.2022
rajesh

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