

COCp-685-2022

Date of Decision : 09.05.2022

Sandeep Goel

...Petitioner

Versus

Devinder Singh and others

....Respondents

Coram : Hon'ble Mr. Justice B.S. WaliaPresent : Mr. Sandeep Yadav, Advocate for
Mr. Sandeep Sharma, Advocate for the petitioner.

Mr. Lokesh Sinhal, Advocate for the respondents.

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 21.11.2019, in CWP-21826-2018.

2. A perusal of order Annexure P/1 dated 21.11.2019, reveals that CWP-21826-2018, was allowed in terms of judgment dated 21.11.2019, in CWP-5771-2018 and connected matters. A perusal of order dated 21.11.2019, reveals that CWP-5771-2018 along with connected matters was allowed and the petitioners were held entitled to refund of earnest money within four weeks from the date of receipt of certified copy of the order as also interest @ 6% per annum from the day following 30 days after issuance of allotment letter till date of payment and in case application for surrender was made prior to date of issuance of allotment letter, interest would be payable after 30 days of the date of receipt of application.

3. Learned counsel appearing on behalf of the respondents has

placed on record short reply by way of affidavit of Shweta Suhag, HCS, Estate Officer, HSVP, Rohtak, along with Annexure R/2, whereby Rs.4,78,584/- (earnest money i.e. Rs.3,64,500 and Rs.1,14,084/- interest @ 6%) has been sanctioned in respect of plot No.165-P, Sector 21-P, Rohtak, for payment to the petitioner. Learned counsel further states that in terms of order Annexure R/2, payment has been already been credited to the account of the petitioner. Reply is taken on record. Copy thereof supplied to learned counsel for the petitioner, who on perusal of the same states that the petitioner is not interested in pursuing the instant petition and may be permitted to withdraw the same.

4. 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 respondents under the Contempt of Courts Act, 1971.

5. Rule discharged.

09.05.2022
rajesh/rimpal

(B.S. Walia)
Judge

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