

COCp-862-2022

Date of Decision: 19.05.2022

Mohammad Liyakat alias Liyakat

...Petitioner

vs.

Amina Tasneem and another

...Respondents

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

Present: Mr. Sandeep Kotla, Advocate for the petitioner.

B.S. Walia, J. (Oral)

1. After awakening from a deep slumber of 20 years, the petitioner has invoked the jurisdiction of this Court for initiation of proceedings against the respondents for intentional and willful defiance of order Annexure P/1 dated 14.11.2002, passed in CWP-18001-2002.

2. A perusal of order Annexure P/1 reveals that CWP-18001-2002, was disposed of by directing the respondents to consider and decide the legal notice served by the petitioner by passing a speaking order within two months from the date of receipt of certified copy of the order, whereas the instant petition as has been noticed above has been filed after close to two decades. The petition on the face of it is barred in view of the limitation prescribed under Section 20 of the Contempt of Courts Act, 1971.

3. Learned counsel for the petitioner has not been able to refer to any provisions of law or decision in support of maintainability of the instant petition.

4. faced with the above position, learned counsel for the

petitioner prays for liberty to withdraw the instant petition with liberty to avail alternative remedy in accordance with law. In the circumstances, no action under the Contempt of Courts Act, 1971 is called for against the respondents. Needless to mention, the petitioner would be at liberty to avail alternative remedy, if any, available to the petitioner, in accordance with law.

19.05.2022
rajesh

(B.S. Walia)
Judge

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