

COCN-988-2022

Date of Decision :01.06.2022

Jyoti and others

...Petitioners

versus

Manoj Ahuja and another

....Respondents

Coram : Hon'ble Mr. Justice B.S. WaliaPresent : Ms. Prabhjot Kaur, Advocate for
Mr. Ashish Yadav, Advocate for the petitioner.

Mr. Beant Singh Seemar, Advocate for the respondents.

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 22.02.2022, in CWP-18460-2021.

2. A perusal of order Annexure P-1 dated 22.02.2022, reveals that CWP-18460-2021, was allowed, action of the respondents in declaring the petitioners ineligible was quashed and directions were issued to the respondents to declare the result of the petitioners as early as possible and in any case not later than four weeks from the date of receipt of certified copy of the order, with liberty to the respondent to proceed against the concerned schools in accordance with the relevant rules.

3. Learned counsel for the respondents has filed short reply by way of affidavit of Vijay Singh, Regional Office (Haryana Region), Central Board of Secondary Education, Panchkula, mentioning therein that in view of necessary compliance having been done, no action under the Contempt of Courts Act, 1971, is called for against the respondent as

the delay in declaring the result was not intentional but due to bonafide reason as detailed in paragraph No.2 of the affidavit i.e. LPA No.284 of 2022, having been preferred leading to passing of order that the result of the private respondents would be subject to the outcome of the LPA. The reply is taken on record. Copy thereof supplied to learned counsel for the petitioners, who on perusal thereof states that in the circumstances, the petitioners are not interested in pursuing the instant petition and may be permitted to withdraw the same.

4. Notice has not yet been issued in this case.

5. In view of the position noted above, as well as statement of learned counsel for the petitioners, the instant petition is *disposed of* as not calling for any action against the respondents under the Contempt of Courts Act, 1971.

(B.S. Walia)
Judge

01.06.2022
rajesh

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