

216 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCp-1228-2021

Date of Decision : 04.02.2022

O.P. Katyal

...Petitioner

versus

T. V. L. Satyaparkash, IAS and another

....Respondents

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

Present : Mr. D.R. Bansal, Advocate for the petitioner.

Mr. Naman Jain, Advocate for the respondents.

B.S. Walia, J. (VC)

1. Case is being taken up for hearing through Video Conferencing due to Covid-19 pandemic.

2. Prayer in the petition under Sections 11 & 12 of the Contempt of Courts Act, 1971 is for initiating proceedings against the respondents for intentional and willful defiance of order, Annexure P/6 dated 26.03.2021, in CWP-7207-2021.

3. A perusal Annexure P/6 dated 26.03.2021, reveals that while adjourning the case for 02.07.2021, it was ordered that recovery of the amount allegedly paid in excess to the petitioner shall remain stayed till the next date of hearing. Learned counsel contends that the instant contempt petition was filed on account of recovery having been made from the pension of the petitioner on the ground that excess payment had been made to him. Today, learned counsel for the petitioner states that pursuant to the filing of the contempt petition, the respondents have

petitioner and that in the circumstances the petitioner is not interested in pursuing the contempt petition and the same may be disposed of as such as the petitioner is pursuing his remedy qua his grievance by way of CWP-7207-2021.

4. In view of refund of the amount on account of recovery allegedly paid in excess to the petitioner in view of order dated 26.03.2021 as also in view of the statement of learned counsel for the petitioner, no action under the Contempt of Courts Act, 1971, is called for against the respondents.

5. Accordingly, the contempt petition is disposed of as such.

6. Rule discharged.

(B.S. Walia)
Judge

04.02.2022
rajesh

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