

COCp-1214-2022

Date of Decision :11.10.2022

MUNISH BHAMBRI

...Petitioner

Versus

SARBJIT KAUR

....Respondent

Coram : Hon'ble Mr. Justice B.S. WaliaPresent : Mr. N.S. Sidhu, Advocate for the petitioner.
Mr. Ayush Sarna, AAG, Punjab.

B.S. Walia, J. (Oral)

[1] Prayer in the instant petition is for initiation of proceedings against the respondent for intentional and willful defiance of order, Annexure P/1, dated 21.03.2022 in CWP No. 5593 of 2022 in case titled as Munish Bhambri vs. State of Punjab and others.

[2] A perusal of order, Annexure P/1 reveals that CWP No.5593 of 2022 was disposed of by directing the respondent herein to consider and decide the pending representation/legal notice dated 22.02.2022 in accordance with law within one month from the date of receipt of certified copy of the order and in case the claim of the petitioner was found to be worth acceptance, the same was directed to be implemented by making payment of due amount forthwith and in case of any delay, the petitioner was held entitled to interest @ 6% per annum for the delayed payment from the date of accrual of cause of action, till final realization of the amount but in case the claim of the petitioner was not acceptable, then the representation/legal notice was directed to be decided by passing a speaking order and the same being communicated to the petitioner within

a reasonable time.

[3] At the outset, learned counsel for the petitioner states that although decision has been taken on the representation/legal notice dated 22.02.2022 vide order, Annexure R/1 (Colly/T) dated 26.08.2022 and 20.09.2022 and payment also made to the petitioner as per entitlement determined therein along with interest @ 6% per annum in terms of order, Annexure P/1 but the payment is not as claimed, therefore, the petitioner does not press the instant petition but prays for grant of liberty to challenge order, Annexure R/1 (Colly/T) dated 26.08.2022 and 20.09.2022 to the extent the same is adverse to the interest of the petitioner.

[4] 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 respondent under the Contempt of Courts Act, 1971, while granting liberty to the petitioner as prayed for.

[5] *Rule discharged.*

(B.S. Walia)
Judge

11.10.2022

'Amit'

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