

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

COCp-1790-2020

Date of Decision: 18.04.2022

Paramjit Singh

...Petitioner

VS.

Gaurav Garg and others

...Respondents

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

Present : Ms. Ruby Kaur, Advocate for
for the petitioner.

Mr. Aditya Sharda, AAG, Punjab.

B.S. Walia, J. (Oral)

1. Prayer in the instant petition is for initiating proceedings against the respondents for intentional and willful defiance of order, Annexure P-2, dated 09.06.2020 in CRWP No.3549 of 2020.

2. A perusal of order Annexure P-2, dated 09.06.2020 reveals that CRWP No.3549 of 2020, was disposed of by directing respondent No.2–Senior Superintendent of Police, Hoshiarpur, District Hoshiarpur, to decide the representations made by the petitioner as also by directing the SHO, Police Station Bullohwal, Tehsil and District Hoshiarpur to ensure due protection to life and personal liberty of the petitioner.

3. Reply has been filed along with Annexure R-2/T i.e. intimation of inquiry conducted by Senior Superintendent of Police, Hoshiarpur as was sent to the Assistant Registrar (Criminal), Punjab and Haryana High Court vide letter dated 15.09.2020.

4. Relevant extract of the affidavit of Ajmer Singh, SHO Police Station, Bullohwal, Tehsil and District Hoshiarpur-respondent No.2 reads

as under:-

“From the inquiry with regard to the allegation leveled in the representation P-4, it was found that neither the petitioner-Paramjit Singh was given any threats by anybody nor any finding regarding any danger to his life and liberty took place. Beside this no finding of smuggling of any Intoxicants/Narcotic substances by respondent party took place in the inquiry. Therefore, the matter does not call interference of the local Police for further legal action. The order dated 09.06.2020 passed by this Hon’ble Court has fully been complied with.”

5. Learned Assistant Advocate General, Punjab contends that inquiry with regard to allegations leveled in the representation (Annexure P-4) was conducted, wherein, it was found that neither petitioner-Paramjit Singh was given any threats by anybody nor there was any danger to his life and liberty nor was any finding of smuggling of any Intoxicants / Narcotic substances found to have taken place, therefore, decision was taken that no further action was required to be taken in the matter by the police.

6. Learned Assistant Advocate General, Punjab contends that in the circumstances, no action is called for against the respondents, under the Contempt of Courts Act, 1971.

7. Faced with the aforementioned position, learned counsel for the petitioner prays for permission to withdraw the instant petition with liberty to challenge order (Annexure R-2/T) by way of appropriate proceedings in accordance with law.

8. In view of the position noted above, as well as statement of learned counsel for the petitioner, no action is called for against the respondent, under the Contempt of Courts Act, 1971. Contempt petition is

accordingly disposed of as such.

9. Rule discharged.

18.04.2022
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(B.S. Walia)
Judge

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