

Shinder Kaur and others

...Petitioners

versus

Nanak Singh, IPS

....Respondent

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

Present : Mr. Binat Sharma, Advocate for the petitioners.

Mr. Ayush Sarna, AAG, Punjab.

B.S. Walia, J. (Oral)

[1] Prayer in the petition is for initiating proceedings against the respondent(s) for intentional and willful defiance of order, Annexure P-3, dated 18.06.2021 in CRWP-5052-2021.

[2] A perusal of order (Annexure P-3) dated 18.06.2021, reveals that CRWP-5052-2021 was disposed of by directing the respondent to decide representation dated 25.05.2021 in a time bound manner by passing a speaking order within 3 weeks from the date of receipt of certified copy of the order.

[3] Learned AAG, Punjab, has filed reply alongwith speaking order Annexure R-1 dated 12.07.2021 and Annexure R-2/T dated 23.08.2021. Learned State counsel while referring to detailed order Annexure R-1 as well Inquiry report Annexure R-2/T contends that on the basis of investigation conducted by the SIT, allegations levelled by the complainant in her complaint against Sarpanch Dalbir Singh etc.

concerning giving beating, physical manhandling and outraging modesty had been proved to be false and baseless and that during the course of investigation, the complainant Shinder Kaur did not come present even after being called upon repeatedly by the SIT, therefore, it was apparent that the complaint was false and baseless but directions had been issued to SHO Police Station Bhaini Mian Khan to protect the life and liberty of the petitioners. Learned State counsel states that in the circumstances, order of the writ court having been complied with, no action under the Contempt of Courts Act, 1971 against the respondent is called for.

[5] Faced with the aforementioned position, learned counsel for the petitioners states that he does not press the instant petition and may be permitted to withdraw the same with liberty to challenge order Annexure R-1 and R-2/T by way of appropriate proceedings in accordance with law.

[6] 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 respondent under the Contempt of Courts Act, 1971 while granting liberty to the petitioners to challenge order Annexure R-1 and R-2/T by way of appropriate proceedings in accordance with law.

(B.S. Walia)
Judge

16.08.2022

ps

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