

COCN-1915-2020

Date of Decision: 18.04.2022

SwasthyaSikshaSehyogSangathan

...Petitioner

vs.

S.N.Roy and others

...Respondents

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

Present : Mr. Praneet Kaur, Advocate for the petitioner.

Mr. Sanjay Mittal, Addl. A.G., Haryana.

Mr. Jagdish Manchanda, Advocate for respondent Nos.3&4.

Mr. Mukesh Rao, Advocate for respondent Nos.5.

B.S. Walia, J. (Oral)

1. Prayer in the petition is for initiating action against the respondents for intentional and willful defiance of order, Annexure P/1, dated 03.07.2020, in CWP-PIL-71-2020.

2. A perusal of order Annexure P/1, dated 03.07.2020, reveals that CWP-PIL-71-2020, was disposed of by directing the authorities to take a decision on the claim which was the subject matter of CWP-PIL-71-2020 within four weeks from the date of receipt of certified copy of the order, after hearing all concerned parties strictly in accordance with the procedure prescribed by law.

3. Learned counsel for the parties jointly states that order Annexure P/1, dated 03.07.2020, in CWP-PIL-71-2020, has been complied with by passing order Annexure R4/1/T, requiring respondent Nos.5 and 6 to vacate the illegal building by 05.10.2020, failing which action would be taken in accordance with law and that respondent Nos.5

and 6 have filed an appeal in which the violations have been compounded. Learned counsel for the petitioner states that in the circumstances, the petitioner may be permitted to withdraw the instant petition with liberty to challenge in accordance with law, the order compounding the violations.

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 respondents under the Contempt of Courts Act, 1971 while granting liberty to the petitioner as prayed for.

5. Rule discharged.

(B.S. Walia)
Judge

18.04.2022

ps

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