

[171] IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

COCN No.1435 of 2022

Date of Decision :16.09.2022

Sumesh Kumar and another ...Petitioners

versus

Pardeep Kumar, Deputy Commissioner,  
Fatehabad, District Fatehabad. ....Respondent

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

Present : Mr. Rakesh Nagpal, Advocate for the petitioner.  
Mr. Manish Dadwal, Asstt. AG, Haryana.

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B.S. Walia, J. (Oral)

[1] Prayer in the petition is for initiation of proceedings against the respondent for intentional and willful defiance of order, Annexure P-1, dated 18.02.2022, in CWP No.3124 of 2022 in case titled as '**Sumesh Kumar and another versus State of Haryana and others**'.

[2] A perusal of order (Annexure P-1) reveals that CWP No.3124 of 2022 was disposed of by directing the respondent to consider and decide legal notice dated 03.11.2020 in accordance with law within four months from the date of receipt of certified copy of the order.

[3] Learned Asstt. AG, Haryana, refers to reply dated 09.09.2022 as also speaking order (Annexure R-1) dated 08.09.2022 to contend that in view of the needful having been done in terms of order Annexure P-1, and speaking order (Annexure R-1) dated 08.09.2022 having been passed, rejecting the claim made in legal notice dated 03.11.2020, no action is called for against the respondent under the Contempt of Courts Act, 1971.

[4] Learned counsel for the petitioners on perusal of order

(Annexure R-1) states that in the circumstances, he does not press the instant petition but prays for grant of liberty to the petitioners to challenge order (Annexure R-1) dated 08.09.2022 by way of appropriate proceeding, in accordance with law.

[5] 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 as prayed for.

[6] *Rule discharged.*

16.09.2022

*'Rajneesh'*

(B.S. Walia)

Judge

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