

COC-1932-2021

Date of Decision :21.03.2022

Vinod Ranga

...Petitioner

Versus

Bhopal Singh and another

....Respondents

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

Present : Mr. Raj Kumar Sehvan, Advocate for
Mr. Sardavinder Goyal, Advocate for the petitioner.
Mr. Pawan Kumar Longia, DAG, Haryana.

B.S. Walia, J. (Oral)

[1] Prayer in the petition under Sections 10 & 12 of the Contempt of Courts Act, 1971 is for initiating action against the respondents for intentional and willful defiance of order, Annexure P/1 dated 27.04.2021 in CWP No.2619 of 2021 in case titled as Vinod Ranga vs. State of Haryana and Ors.

[2] A perusal of order, Annexure P/1 dated 27.04.2021 reveals that CWP No.2619 of 2021 was disposed of by directing the Haryana Staff Selection Commission as well as the Department of School/Secondary Education, Haryana to take a decision on legal notice dated 04.08.2020 in accordance with law expeditiously and in any case within three months from the date of receipt of certified copy of the order.

[3] Learned Counsel contends that the instant petition was filed on account of failure of the respondents to do the needful.

[4] Learned DAG states that reply on behalf of respondent No.1 along with speaking order Annexure R-1/1 dated 28.09.2021 has already

06.02.2022 on behalf of respondent No.2 has been produced in Court today. The same is taken on record. Copy thereof supplied to learned counsel for the petitioner.

[5] A perusal of reply filed by respondent No.1 reveals that decision was taken on 28.09.2021 (i.e. Annexure R-1/1) rejecting the claim of the petitioner. Similar order has also been passed on 06.02.2022 and is attached as Annexure R/1 along with reply filed by respondent No.2.

[6] Learned counsel for the petitioner on perusal of the reply filed on behalf of the respondent's, speaking orders Annexure R-1/1 dated 28.09.2021 and 06.02.2022 states that in the circumstances, the petitioner is not interested in pursuing the instant petition and the same may be disposed of as such while granting liberty to the petitioner to challenge orders Annexure R-1/1 dated 28.09.2021 and 06.02.2022 respectively by way of appropriate proceedings in accordance with law.

[7] Learned DAG also states that in view of orders dated 28.09.2021 and 06.02.2022 having been passed in compliance of order, Annexure P/1 dated 27.04.2021 in CWP No.2619 of 2021, no action under the Contempt of Courts Act 1971 is called for against the respondents.

[8] I have considered the submissions of learned counsel.

[9] Admittedly, orders, Annexure R-1/1 dated 28.09.2021 as well as 06.02.2022 have been passed by respondent Nos.1 and 2 respectively in compliance of order, Annexure P/1 dated 27.04.2021 in CWP No.2619 of 2021.

[10] Accordingly, in the light of the position noted above as well as

disposed of as not calling for any action against the respondents under the Contempt of Courts Act, 1971 while granting liberty to the petitioner to challenge order Annexure R-1/1 dated 28.09.2021 and 06.02.2022 by way of appropriate proceedings in accordance with law.

[11] Rule discharged.

21.03.2022

'Amit'

Whether speaking/ reasoned

:

Yes/No

Whether reportable

:

Yes/No

(B.S. Walia)

Judge