

COCP-2199-2021

Date of Decision : 08.02.2022

Dalbir Singh

...Petitioner

Versus

Pardeep Dahiya, IAS

....Respondent

Coram : Hon'ble Mr. Justice B.S. WaliaPresent : Mr. Manvender Singh Dalal, Advocate for the petitioner.
Mr. Pawan Kumar Longia, DAG, Haryana.

B.S. Walia, J. (VC)

[1] Case is being taken up for hearing through Video Conferencing due to Covid-19 pandemic.

[2] Prayer in the petition under Sections 10 and 12 of the Contempt of Courts Act, 1971 read with Article 215 of the Constitution of India is for initiating proceedings against the respondent for intentional and willful defiance of order, Annexure P/1 dated 06.04.2021, in CWP-7160-2021 in case titled as Dalbir Singh vs. State of Haryana and Ors.

[3] A perusal of order, Annexure P/1 dated 06.04.2021 reveals that CWP No.7160 of 2021 was disposed of by directing the Deputy Commissioner, Karnal to consider representations dated 08.12.2020 and 25.02.2021 submitted by the petitioner and to pass appropriate order thereon in accordance with law within three months from the date of receipt of certified copy of the order. Learned Counsel contends that on failure of the respondent to do the needful within the stipulated period of

[4] Learned Deputy Advocate General on the other hand has placed on record copy of order dated 12.08.2021 passed by the respondent deciding representations dated 08.12.2020 and 25.02.2021. Copy thereof has been supplied to learned counsel for the petitioner, who on perusal of the same states that in the circumstances, the petitioner is not interested in pursuing the instant petition and the same may be disposed of as such with liberty to challenge order dated 12.08.2021 by way of appropriate proceedings in accordance with law.

[5] I have considered the submissions of learned counsel for the parties. Notice has yet not been issued in the instant case. Admittedly, order dated 12.08.2021 has been passed by the respondent in compliance of order dated 06.04.2021 in CWP No.7160 of 2021.

[7] In the light of the position noted above as well as statement of learned counsel for the petitioner, no action under the Contempt of Courts Act, 1971 is called for against the respondent. Accordingly, the contempt petition is disposed of as such while granting liberty to the petitioner as prayed for.

(B.S. Walia)
Judge

08.02.2022
'Amit'

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