

CM-1596-CII-2021and

COCp-2549-2020

Date of Decision :18.04.202

M/s B.S.Builders

...Petitioner

Versus

Vikas Partap and others

....Respondents

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

Present : Mr.R.K.Girdhar, Advocate
for the petitioner.

Mr.Aditya Sharda, AAG Punjab

B.S. Walia, J. (Oral):

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1. Prayer in the application is for revival of the contempt petition.

2. Notice of the application was issued on 16.03.2021.

3. Learned Assistant Advocate General, Punjab, states that he has no objection for revival of the contempt petition.

4. In view of the statement of learned AAG Punjab, the application is allowed and the petition is restored to its original number.

5. In view of the request of learned counsel for the petitioner and with the consent of learned AAG Punjab, the main case is taken up for hearing and disposal today itself.

COCp-2549-2020

6. Prayer in the instant petition is for initiating action against the respondents for intentional and willful defiance of order (Annexure P-1) dated 28.08.2020 passed in CWP-13006-2020.

7. Learned counsel contends that the instant petition was disposed of vide order dated 11.12.2020 by directing respondent No.5 to release the payment to the petitioner in view of order dated 12.11.2020 passed by respondent No.5 deciding the claim made in legal notice dated 06.07.2020 and holding the petitioner entitled to the payment, within six weeks from the date of order.

8. Learned AAG Punjab submits that payment as per the entitlement determined vide order dated 12.11.2020 has been released to the petitioner.

9. Learned counsel for the petitioner, on instructions from the petitioner, confirms receipt of payment and states that in the circumstances, the petitioner does not press the instant petition and may be permitted to withdraw the same.

10. Accordingly, in view of the position noted above, as well as statement of learned counsel for the petitioner, no action is called for against respondent No.5 under the Contempt of Courts Act, 1971.

11. Contempt petition is accordingly *disposed of* as such.

12. Rule discharged.

(B.S. Walia)
Judge

18.04.2022

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Whether speaking/ reasoned : Yes/No

Whether reportable : Yes/No