

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

COCN No.1907 of 2022
Date of Decision :21.11.2022

M/s S.K. Construction Company ...Petitioner

versus

Ajoy Kumar Sinha, IAS and othersRespondents

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

Present : Mr. Chirag Girdhar, Advocate for the petitioner.
Mr. Ayush Sarna, Asstt. AG, Punjab.

B.S. Walia, J. (Oral)

[1] Prayer in the petition is for initiation of proceedings against the respondents for intentional and willful defiance of order, Annexure P-1, dated 21.07.2022, in CWP No.15603 of 2022 in case titled as 'M/s S.K. Construction Company *versus* The State of Punjab and others'.

[2] A perusal of order (Annexure P-1) reveals that CWP No.15603 of 2022 was disposed of by directing respondent No.4 (herein) to consider pending representation dated 29.06.2022 and pass appropriate orders on the same in accordance with law, preferably within one month from the date of receipt of certified copy of the order and in case, the claim of the petitioner was established with reference to the record, then payment be released to the petitioner forthwith but in case, the claim of the petitioner was found to be not sustainable, then copy of decision be supplied to the petitioner at the earliest.

[3] Learned Asstt. AG, Punjab, on instructions from Er. Sodhi Ram Bains, XEN, PWD (B&R), C.D. No.3, states that claim of the

petitioner found entitled to payment, which would be released within 03 weeks from today.

[4] Learned counsel for the petitioner states that in view of the aforementioned statement of learned Asstt. AG, Punjab, he does not press the instant petition but prays for grant of liberty to move an application for revival of the instant petition in the eventuality of payment not being released to the petitioner as per assurance.

[5] Accordingly, in the light of the position noted above, as well as statement of learned counsel for the parties, the instant petition is *disposed of* as not calling for any action against respondent No.4 under the Contempt of Courts Act, 1971, while directing respondent No.4 to adhere to the assurance held out by him through learned Addl. AG, Punjab, and to release payment to the petitioner within three weeks from today, failing which the petitioner would be entitled to move an application for revival of the instant petition. Needless to mention, in case, any such application is moved, the same would be viewed seriously.

(B.S. Walia)
Judge

21.11.2022

'Rajneesh'

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