

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

COCP-2393-2021

Date of Decision : 09.02.2022

Satbir Singh ...Petitioner

versus

Amit Jha and othersRespondents

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

Present : Mr. Rakesh Sobti, 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 Section 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 14.07.2021 in CWP No.12661 of 2021.

[3] A perusal of order (Annexure P-1) dated 14.07.2021 reveals that CWP No.12661 of 2021 was disposed of by directing the respondents to ensure that investigation was completed regarding the grievance of the petitioner of more than Rs.20 crores having been embezzled by acting Sarpanch, Braham Pal of Gram Panchayat, Village Mujeri and others within a period of three months and to take consequential action, if any in respect thereto and that the instant petition

[4] Notice has not yet been issued in the instant case.

[5] However, learned DAG, Haryana, has placed on record status report of the investigation having been concluded in the matter and FIR No.51 dated 02.02.2022 under Sections 120-B, 406, 409, 420, 467, 468 & 471 IPC at Police Station Ballabhgarh Sadar, District Faridabad having been registered against acting Sarpanch Braham Pal of Gram Panchayat, Village Mujeri and others.

[6] Learned counsel for the petitioner states that in the circumstances, the petitioner is not interested in pursuing the contempt petition and the same may be disposed of, as such.

[7] I have considered the submissions of learned counsel for the parties.

[8] Admittedly, respondents have got conducted investigation into the allegations, pertaining to embezzlement of funds and pursuant thereto, FIR No.51 dated 02.02.2022 under Sections 120-B, 406, 409, 420, 467, 468 & 471 IPC has been registered at Police Station Ballabhgarh Sadar, District Faridabad against acting Sarpanch Braham Pal of Gram Panchayat, Village Mujeri, as well as others.

[9] 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 respondents.

[10] Accordingly, the contempt petition is *disposed of*, as such.

(B.S. Walia)
Judge

09.02.2022
'Rajneesh'

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