

234 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CM-2126-CII-2022 in/and
COCP-2860-2020 (O&M) and
CM-2127-CII-2022 in/and
COCP-2861-2020 (O&M)
Date of Decision : 10.05.2022

Rajinder Singh

...Petitioner

Versus

Manpreet Singh and another

....Respondents

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

Present : Mr. Rahul Bhargava, Advocate for the petitioners.

Ms. Kanica Sachdeva, AAG, Punjab.

B.S. Walia, J. (Oral)

CM-2126-CII-2022
COCP-2860-2020 and
CM-2127-CII-2022
COCP-2861-2020

1. Learned AAG, Punjab, states that she has no objection to the prayer for preponement of date of hearing of the main case.

2. In view of the statement of learned AAG, Punjab, the instant applications are allowed. Date of hearing of the main cases, are preponed and with the consent of learned counsel for the parties, main cases are taken up for hearing today itself.

COCP-2860-2020 (O&M)
COCP-2861-2020 (O&M)

3. This order shall decide COCP-2860-2020 and COCP-2861-2020, as the same arise out of common judgment of the writ Court. Facts of the case are being taken from COCP-2860-2020.

4. Prayer in the instant petition is for initiating action against the respondents for intentional and willful defiance of order, Annexure P/1 dated

14.09.2020, in CWP-14269-2020.

5. A perusal of order Annexure P/1 reveals that CWP-14269-2020, was disposed of vide order dated 14.09.2020, by directing the Director, Department of Rural Development and Panchayat (Election Branch), Punjab, to examine the claim of the petitioners against the backdrop of legal notice dated 25.02.2020 and take a final decision in respect thereto expeditiously and in any case within three months from the date of receipt of certified copy of the order.

6. Learned AAG, Punjab, on instructions from Nodal Officer, Mr. Sahil Kumar Khosla, states that policy decision is likely to be taken within six weeks from today.

7. Learned counsel for the petitioner states that in view of the statement of learned AAG, Punjab, the petitioner does not wish to pursue the contempt petition and may be permitted to withdraw the same with a direction to the respondents to adhere to the assurance and take a decision on the claim of the petitioner within six weeks from today.

8. In view of the position noted above, as well as statement of learned counsel for the petitioners, the instant petition is disposed of as not calling for any action against the respondents under the Contempt of Courts Act, 1971, while directing the respondents to ensure adherence to the assurance held out by him through the learned AAG, Punjab and decide the claim of the petitioners within six weeks from today.

9. Needless to mention, in case the petitioner is found entitled to the relief claimed, the same be released to the petitioner within two months thereafter. It is also made clear that if the needful is not done within the stipulated period of time, the petitioner would be at liberty to

move an application for revival of the contempt petition.

10.

Rule discharged.
11.

Pending applications, if any, also stands disposed of.

(B.S. Walia)

Judge

10.05.2022

rajesh

Whether speaking/ reasoned

:

Yes/No

Whether reportable

:

Yes/No