

COCp-2507-2021

Date of Decision :07.02.2022

Manabir Singh

...Petitioner

versus

K.K. Rao

....Respondent

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

Present : Mr. Ashok Tyagi, Advocate for the petitioner.

Mr. Pawan 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 read with Article 215 of the Constitution of India is for initiating action against the respondent for intentional and willful defiance of order, Annexure P/1 dated 11.10.2021 in CRM-M-42779-2021.
3. A perusal of order Annexure P/1 dated 11.10.2021 reveals that CRM-M-42779-2021 was disposed of by directing the Commissioner of Police, Shanti Nagar, Shivaji Nagar, Sector 11, Gurugram, Haryana to examine the complaint submitted by the petitioner and to take suitable action in accordance with law and on account of failure of the respondent to do the needful, the instant petition was filed.
4. Notice has not been issued in the instant case. However, reply along with order dated 31.12.2021 passed by the respondent in

placed on record as Annexure R-1.

5. Learned Counsel states that in the circumstances, the petitioner is not interested in pursuing the contempt petition and the same may be disposed of as such while granting liberty to the petitioner to challenge order dated 31.12.2021, by way of appropriate proceedings, in accordance with law.

6. Accordingly, in the light of order Annexure R-1 dated 31.12.2021 having been passed by the respondent in compliance of directions dated 11.10.2021 in CRM-M-42779-2021 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.

7. Accordingly, the contempt petition is disposed of as such while granting liberty to the petitioner to challenge order Annexure R-1 dated 31.12.2021, by way of appropriate proceedings, in accordance with law.

(B.S. Walia)
Judge

07.02.2022

ps

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